

**OFFICIAL JOURNAL  
OF THE  
SENATE  
OF THE  
STATE OF LOUISIANA  
ELEVENTH DAY'S PROCEEDINGS**

**Thirtieth Regular Session of the Legislature  
Under the Adoption of the  
Constitution of 1974**

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Tuesday, April 20, 2004

The Senate was called to order at 1:30 o'clock P.M., by Hon. Donald E. Hines, President of the Senate.

**ROLL CALL**

The roll being called, the following members answered to their names:

**PRESENT**

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	
Total—38		

**ABSENT**

Ullo  
Total—1

The President of the Senate announced there were 38 Senators present and a quorum.

**Prayer**

The prayer was offered by Ms. Jackie Wallace, following which the Senate joined in pledging allegiance to the flag of the United States of America.

**Reading of the Journal**

On motion of Senator Bajoie, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

**Morning Hour**

**Petitions, Memorials and  
Communications**

The following petitions, memorials and communications were received and read:

**SECRETARY OF STATE**  
State of Louisiana

April 19, 2004

The Honorable Donald E. Hines, M.D., President  
Louisiana State Senate  
P. O. Box 94183  
Baton Rouge, LA 70804

RE: Senate Confirmation of Commissioner of Elections, Department of State

Dear Mr. President and Members of the Senate:

Pursuant to the LA. R.S. 18:18, I have appointed Mr. Wade O. Martin, III as the Commissioner of Elections. I respectfully request Senate confirmation of this appointment.

Sincerely,  
**FOX MCKEITHEN**  
Secretary of State

**Introduction of Senate Bills  
and Joint Resolutions**

The following Senate Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

**SENATE BILL NO. 803—**  
BY SENATOR ADLEY

**AN ACT**

To amend and reenact R.S. 33:4574.1-A(A)(3) and to enact R.S. 33:2716.1 and R.S. 47:337.10(I), relative to the occupancy tax on hotel rooms, motel rooms, and overnight camping facilities; to limit the levy of the tax to a certain portion of the price charged for a package; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 804—**  
BY SENATOR ADLEY

**AN ACT**

To amend and reenact R.S. 33:2345(E), relative to training of municipal police chiefs; to provide an exception for a police chief who has served as a law enforcement officer in the state for at least thirty years; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 805—**  
BY SENATOR ADLEY

**AN ACT**

To enact R.S. 13:3881(A)(6), relative to general exemptions from seizure; to provide that federal earned income tax credit of a debtor shall be exempt from seizure; and to provide for related matters.

The bill was read by title; lies over under the rules.

**Introduction Senate Resolution**

Senator McPherson asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Resolution, a first and second time and acting upon them as follows:

**SENATE RESOLUTION NO. 33—**  
BY SENATOR MCPHERSON**A RESOLUTION**

To commend and congratulate Courtney and Chloe Smith of Alexandria, Louisiana on being the smallest twins ever born to survive in the United States of America.

On motion of Senator McPherson, the resolution was read by title and adopted.

**Senate Bills and Joint Resolutions  
on Second Reading to be Referred**

The following Senate Bills and Joint Resolutions were read and referred to committees as follows:

**SENATE BILL NO. 775—**  
BY SENATOR CHAISSON**AN ACT**

To amend and reenact R.S. 56:1855(L), relative to scenic rivers; to provide relative to certain environmental remediation activities on Bayou Trepagnier; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Environmental Quality.

**SENATE BILL NO. 776—**  
BY SENATOR CAIN**AN ACT**

To enact Code of Criminal Procedure Art. 215.3, relative to criminal procedure; to provide relative to security in the home, to prohibit unwarranted intrusion by government, to provide for the safety of law enforcement officers; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

**SENATE BILL NO. 777—**  
BY SENATOR BARHAM**AN ACT**

To amend and reenact R.S. 11:511, 512, 822(A)(3), (4), and (5), (C), (D) and (E), 1162(A)(2), (3), (4), (5), (6) and (7), (B) and (C), 1302(B), and 1303, relative to consolidated public retirement systems; to provide for an election process for the retirement trustee board members of state employees, teachers, school employees, and state police; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Retirement.

**SENATE BILL NO. 778—**  
BY SENATOR BARHAM**AN ACT**

To amend and reenact R.S. 11:515(3), 826, and 1303, relative to certain consolidated public retirement systems; to require approval of the annual operating budgets of certain consolidated public retirement systems by the Joint Legislative Committee on the Budget ; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Retirement.

**SENATE BILL NO. 779—**  
BY SENATOR BARHAM**AN ACT**

To enact R.S. 47:337.10(I), relative to revenue and taxation; to provide for an exemption from local sales taxes on dyed fuels used for farm purposes; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

**SENATE BILL NO. 780—**  
BY SENATOR LENTINI**AN ACT**

To enact Code of Evidence Art. 803(25), relative to hearsay exceptions; to provide an exception for certain statements involving reports of domestic abuse, dating violence, or family violence; to provide terms, conditions, and procedures; to provide definitions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

**SENATE BILL NO. 781—**  
BY SENATOR LENTINI**AN ACT**

To enact R.S. 15:567.1, relative to capital cases; to provide with respect to mental incapacity to proceed to execution; to provide for procedures authorizing a defendant to raise the issue of mental incapacity to proceed to execution; to provide for the filing of a petition and to provide for the contents of that petition; to provide with respect to the burden of proof and the introduction of evidence; to provide for the submission of certain records, data, reports, and other information; to provide for a waiver of confidentiality and privilege with respect to information submitted; to provide for an independent psychological or psychiatric examination; to provide for the dismissal of the petition in certain circumstances; to provide with respect to treatment of a defendant found to be incompetent to proceed to execution; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

**SENATE BILL NO. 782—**  
BY SENATOR LENTINI**AN ACT**

To enact R.S. 37:1285(A)(32) and Part XIX of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.36 through 1299.36.8, relative to human cloning; to prohibit human cloning; to provide for definitions; to provide

for penalties; to provide for the promotion of adult stem cell research; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

**SENATE BILL NO. 783—**

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 9:4862 (A)(1) and (2), relative to the Louisiana oil, gas, and water wells privilege; to provide that the privilege secures the contractor's full contract price; to provide the location of certain services or facilities provided to offshore well sites; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

**SENATE BILL NO. 784—**

BY SENATOR JONES

AN ACT

To enact R.S. 33:9038.25, relative to special districts; to create the Southside Development District; to provide for the purpose and governance of the district; to provide for its rights and powers, including the authority to tax increment financing by the district; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

**SENATE BILL NO. 785—**

BY SENATOR JONES

AN ACT

To enact R.S. 17:3226(D) and 3228(D), relative to the authority of the Board of Regents to establish learning centers; to authorize the Board of Regents to establish the Northeast Louisiana Delta Learning Center; to provide for the management, and supervision of the learning center; to authorize the establishment of a commission and advisory council; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Education.

**SENATE BILL NO. 786—**

BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 24:513(A)(1)(b)(v) and to enact R.S. 38:2211(C), Part II of Chapter 12 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:1415, and R.S. 39:1554(J), R.S. 42:4.2(C), and R.S. 44:1(C), relative to nonpublic entities and the expenditure of public funds; to provide with respect to the application of laws applicable to the expenditure of public funds by public bodies to nonpublic entities; to direct the Louisiana State Law Institute to designate certain portions of present law; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Finance.

**SENATE BILL NO. 787—**

BY SENATOR CRAVINS

AN ACT

To enact R.S. 33:9038.25; relative to special districts; to create the city of Opelousas Special District; to provide for the purpose and governance of the district; to provide for its rights and powers, including the authority for tax increment financing by the district; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

**SENATE BILL NO. 788—**

BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 47:322.38(A)(1) and to enact R.S. 47:322.38(E), relative to the state sales and use tax on hotel occupancy levied in Orleans Parish; to revise the dedication of a portion of the avails of the tax; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

**SENATE BILL NO. 789—**

BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 30:148.2(A)(2), relative to lease and storage of natural gas, oil, and liquid hydrocarbons in reservoirs and salt dome caverns; to define "reservoir"; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

**SENATE BILL NO. 790—**

BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 11:403(5) and 444(C)(10)(a); and to repeal R.S. 11:231 (A)(1), relative to the Louisiana State Employees' Retirement System; to provide with respect to the definition of average final compensation and to provide limitations on increases related thereto; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Retirement.

**SENATE BILL NO. 791—**

BY SENATOR THEUNISSEN

AN ACT

To enact R.S. 11:309(D), relative to consolidated public retirement systems; to provide with respect to retirement legislation; to provide that the Commission on Public Retirement shall review and approve all proposed retirement legislation; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Retirement.

**SENATE BILL NO. 792—**

BY SENATOR DARDENNE

## AN ACT

To amend and reenact R.S. 11:471(A) and to enact R.S. 11:441(G), relative to Louisiana State Employees' Retirement System; to provide with respect to survivors benefits; to provide with respect to eligibility for retirement for new members; to require new members to have ten years of service at age sixty to be eligible for retirement; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Retirement.

**SENATE BILL NO. 793—**

BY SENATOR DARDENNE

## AN ACT

To enact R.S. 24:513(A)(1)(b)(vi), relative to the powers and duties of the legislative auditor; to specify the authority of the legislative auditor to audit a certain type of agency; to define the agency; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

**SENATE BILL NO. 794—**

BY SENATOR MICHOT

## AN ACT

To enact R.S. 33:2711(A)(1)(c), relative to tax authorization within municipalities with voter approval; to provide with respect to certain limitations imposed on parishes and parish school boards; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

**SENATE BILL NO. 795—**

BY SENATOR BOISSIERE

## AN ACT

To enact R.S. 42:1111(A)(3), relative to the Code of Governmental Ethics; to provide an exception to the prohibition on the receipt of payment for governmental services by a public servant from a nongovernmental source; to provide relative to the requirements of such exception; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

**SENATE BILL NO. 796—**

BY SENATOR BOISSIERE

## AN ACT

To amend and reenact R.S. 13:1141(A) and to repeal R.S. 13:1138, relative to the Civil District Court for the parish of Orleans; to provide relative to domestic relations proceedings; to repeal the authority to establish a Domestic Relations Section and assign cases to it; to provide with respect to the collection of fees for domestic relations cases; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

**SENATE BILL NO. 797—**

BY SENATOR ULLO

## AN ACT

To enact R.S. 17:10.6, relative to school and district accountability; to provide for the status of a city, parish, or other local public school system which is academically in crisis; to provide for notice of the status; to provide for the power and authority of the school board of such a system; to provide for the power and authority of the school superintendent of such a system; to provide relative to the audit of the finances and financial practices of such a system; to provide relative to the role of distinguished educators; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Education.

**SENATE BILL NO. 798—**

BY SENATOR HOLDEN

## AN ACT

To enact Chapter 17 of Title 17 of the Louisiana Revised Statutes of 1950, to be composed of R.S. 17:2901, relative to school system finances; to require an appropriation for certain systems which participate in tax increment financing plans; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Finance.

**SENATE BILL NO. 799—**

BY SENATOR MOUNT

## AN ACT

To enact R.S. 40:600.1(B)(6), (7), and (8), 600.2(12) and 600.6(26), relative to the Louisiana Housing Finance Agency; to provide for findings; to provide for a definition of subsidiary; to provide for authority for the agency to sponsor a statewide community housing development organization; to provide with respect to the funding of loans and financing of pools of loans; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

**SENATE BILL NO. 800—**

BY SENATOR MOUNT

## AN ACT

To amend and reenact R.S. 37:2175.2(C) and to enact R.S. 37:2171.2 relative to contractors; to provide for requirements for issuance of local building permits; to provide for additional requirements for home improvement contractors; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Labor and Industrial Relations.

**SENATE BILL NO. 801—**

BY SENATOR ROMERO

## AN ACT

To amend and reenact R.S. 47:337.3 and to enact R.S. 33:2737.77, relative to authorizing political subdivision sales and use tax; to authorize such political subdivisions, with voter approval, to renew or continue any such tax; to provide for the purposes for which such tax proceeds may be used; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

**SENATE BILL NO. 802—**

BY SENATORS MOUNT AND THEUNISSEN AND REPRESENTATIVES FLAVIN, GEYMAN, E. GUILLORY, JOHNS AND MORRISH

**AN ACT**

To amend and reenact R.S. 27:96(A), relative to the Louisiana Riverboat Economic Development and Gaming Control Act; to provide with respect to prohibited acts and gaming offenses on riverboats; to provide that an elected public official can engage in business activities with a riverboat gaming licensee as a non-key gaming employee under certain circumstances; to provide for notification requirements; to provide for the adoption of rules; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

**Senate Concurrent Resolutions  
on Second Reading**

The following Senate Concurrent Resolutions were read and acted upon as follows:

**SENATE CONCURRENT RESOLUTION NO. 66—**

BY SENATOR ELLINGTON

**A CONCURRENT RESOLUTION**

To recognize the Boeuf River Band of Cherokees as an Indian tribe of Louisiana.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Judiciary B.

**SENATE CONCURRENT RESOLUTION NO. 72—**

BY SENATOR MOUNT

**A CONCURRENT RESOLUTION**

To recognize the Louisiana Choctaw Turtle Tribe as an Indian tribe of Louisiana.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Judiciary B.

**Messages from the House**

The following Messages from the House were received and read as follows:

**Message from the House**

**ASKING CONCURRENCE IN  
HOUSE BILLS AND JOINT RESOLUTIONS**

April 20, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

**HOUSE BILL NO. 93—**

BY REPRESENTATIVES STRAIN, BALDONE, BRUCE, LAFLEUR, T. POWELL, ROMERO, SCALISE, SCHNEIDER, WHITE, AND WOOTON AND SENATOR NEVERS

**AN ACT**

To amend and reenact R.S. 15:574.2(B), relative to parole; to provide with respect to the parole of offenders convicted of certain offenses against a peace officer; and to provide for related matters.

**HOUSE BILL NO. 103—**

BY REPRESENTATIVE TOOMY

**AN ACT**

To amend and reenact R.S. 13:782(A)(1)(introductory paragraph) and (e) and to enact R.S. 13:782(A)(1)(f), relative to annual compensation of clerks of court; to provide for alternative population data for establishing the maximum compensation rate; to provide the maximum compensation rates in certain parishes; and to provide for related matters.

**HOUSE BILL NO. 510—**

BY REPRESENTATIVE MONTGOMERY

**AN ACT**

To enact R.S. 18:1505.2(Q), relative to campaign contribution limits; to provide for certain limitations on contributions to candidates and political committees participating in the election of the commissioner of insurance from certain legal persons under the jurisdiction of the Department of Insurance; to provide for certain limitations on contributions to candidates and political committees participating in the election of a public service commissioner from certain legal persons under the jurisdiction of the Public Service Commission; to prohibit such persons from compelling or coercing contributions from others; to provide for penalties for persons who violate these provisions; and to prohibit candidates and political committees participating in the election of a public service commissioner or the commissioner of insurance from accepting contributions in violation of these provisions; to prohibit such candidates and political committees from compelling or coercing contributions from others; and to provide for related matters.

**HOUSE BILL NO. 857—**

BY REPRESENTATIVE WALKER

**AN ACT**

To amend and reenact R.S. 37:3447(A)(5), relative to vocational rehabilitation counselors; to provide for licensure requirements; and to provide for related matters.

**HOUSE BILL NO. 1319—**

BY REPRESENTATIVE TRICHE

**AN ACT**

To amend and reenact R.S. 56:6(30), relative to private ownership of certain animals; to authorize the secretary to promulgate rules and regulations to prohibit exotic big cats such as tigers, lions, leopards, and jaguars from being imported or privately owned; and to provide for related matters.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**House Bills and Joint Resolutions  
on First Reading**

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

**HOUSE BILL NO. 93—**

BY REPRESENTATIVES STRAIN, BALDONE, BRUCE, LAFLEUR,  
T. POWELL, ROMERO, SCALISE, SCHNEIDER, WHITE, AND  
WOOTON AND SENATOR NEVERS

**AN ACT**

To amend and reenact R.S. 15:574.2(B), relative to parole; to provide with respect to the parole of offenders convicted of certain offenses against a peace officer; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 103—**

BY REPRESENTATIVE TOOMY

**AN ACT**

To amend and reenact R.S. 13:782(A)(1)(introductory paragraph) and (e) and to enact R.S. 13:782(A)(1)(f), relative to annual compensation of clerks of court; to provide for alternative population data for establishing the maximum compensation rate; to provide the maximum compensation rates in certain parishes; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 510—**

BY REPRESENTATIVE MONTGOMERY

**AN ACT**

To enact R.S. 18:1505.2(Q), relative to campaign contribution limits; to provide for certain limitations on contributions to candidates and political committees participating in the election of the commissioner of insurance from certain legal persons under the jurisdiction of the Department of Insurance; to provide for certain limitations on contributions to candidates and political committees participating in the election of a public service commissioner from certain legal persons under the jurisdiction of the Public Service Commission; to prohibit such persons from compelling or coercing contributions from others; to provide for penalties for persons who violate these provisions; and to prohibit candidates and political committees participating in the election of a public service commissioner or the commissioner of insurance from accepting contributions in violation of these provisions; to prohibit such candidates and political committees from compelling or coercing contributions from others; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 857—**

BY REPRESENTATIVE WALKER

**AN ACT**

To amend and reenact R.S. 37:3447(A)(5), relative to vocational rehabilitation counselors; to provide for licensure requirements; and to provide for related matters.

The bill was read by title; lies over under the rules.

**HOUSE BILL NO. 1319—**

BY REPRESENTATIVE TRICHE

**AN ACT**

To amend and reenact R.S. 56:6(30), relative to private ownership of certain animals; to authorize the secretary to promulgate rules and regulations to prohibit exotic big cats such as tigers, lions, leopards, and jaguars from being imported or privately owned; and to provide for related matters.

The bill was read by title; lies over under the rules.

**House Bills and Joint Resolutions  
on Second Reading to be Referred**

The following House Bills and Joint Resolutions were read by title and referred to committees as follows:

**HOUSE BILL NO. 7—**

BY REPRESENTATIVES STRAIN, ERDEY, AND DANIEL

**AN ACT**

To name a portion of U.S. Highway 190 from the Mississippi River in East Baton Rouge Parish to the Louisiana-Mississippi state line the Ronald Reagan Highway; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

**HOUSE BILL NO. 19—**

BY REPRESENTATIVE SHEPHERD

**AN ACT**

To amend and reenact Code of Criminal Procedure Article 814(A)(3), relative to criminal verdicts; to add the crime of negligent homicide as a responsive verdict to the crime of second degree murder; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

**HOUSE BILL NO. 30—**

BY REPRESENTATIVE BRUNEAU

**AN ACT**

To amend and reenact R.S. 47:2183(C), relative to tax sales of immovable property; to provide for notice to the prior owner; to provide for applicability; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

**HOUSE BILL NO. 33—**

BY REPRESENTATIVE FARRAR

**AN ACT**

To amend and reenact R.S. 14:93(A), relative to the crime of cruelty to juveniles; to provide for additional grounds for violations for the intentional or negligent exposure to a clandestine laboratory operation; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

**HOUSE BILL NO. 39—**

BY REPRESENTATIVE BRUNEAU  
AN ACT

To amend and reenact Civil Code Article 1582.1, relative to donations; to provide for witnesses; to prohibit persons from witnessing testaments; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

**HOUSE BILL NO. 40—**

BY REPRESENTATIVE BRUNEAU  
AN ACT

To amend and reenact Code of Civil Procedure Article 971(A)(3) and (B), relative to the special motion to strike; to provide for admissibility of the court's determination in evidence; to provide for attorney fees and costs; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

**HOUSE BILL NO. 79—**

BY REPRESENTATIVE HUTTER  
AN ACT

To amend and reenact R.S. 38:301(A)(3), relative to the authority of levee boards; to authorize the construction of bicycle paths and walkways along the main line levees of the Mississippi River in St. Bernard Parish; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

**HOUSE BILL NO. 139—**

BY REPRESENTATIVES HUTTER, BEARD, DANIEL, DOVE, DOWNS, ERDEY, FANNIN, M. GUILLORY, LAMBERT, PITRE, M. POWELL, SMILEY, TUCKER, ALARIO, ALEXANDER, ARNOLD, BALDONE, BAUDOUIN, BROOME, BRUCE, CAZAYOUX, CROWE, DAMICO, DARTEZ, DEWITT, DOERGE, DORSEY, DURAND, FARRAR, FAUCHEUX, FRITH, FUTRELL, E. GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HUNTER, JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, MARCHAND, MCDONALD, MONTGOMERY, MORRELL, MURRAY, ODINET, PIERRE, PINAC, T. POWELL, QUEZAIRE, RITCHIE, ROMERO, SALTER, SCALISE, SCHNEIDER, SHEPHERD, GARY SMITH, JACK SMITH, JOHN SMITH, STRAIN, THOMPSON, TOWNSEND, WALKER, WALSWORTH, WINSTON, WOOTON, AND WRIGHT

AN ACT

To amend and reenact R.S. 47:463.4(D) and 463.11(E), relative to motor vehicle special license plates; to require the Department of Public Safety and Corrections to issue mobility impaired hang tags to persons with or receiving disabled veterans special license plates; to provide relative to fees, renewals, and replacements for such hang tags; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

**HOUSE BILL NO. 182—**

BY REPRESENTATIVE JACKSON  
AN ACT

To enact R.S. 13:1904.1, relative to the destruction of certain records in the City Court of Baton Rouge; to authorize the clerk of court to destroy certain civil and criminal records; to provide for time

limitations in the destructions of records; to provide for requirements prior to destruction; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

**HOUSE BILL NO. 188—**

BY REPRESENTATIVE RICHMOND  
AN ACT

To enact R.S. 14:97.2, relative to obstructing highways of commerce; to create the crime of unlawful sale, purchase, possession, or use of traffic signal preemption devices; to provide for criminal penalties; to provide for definitions; to provide for exceptions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

**HOUSE BILL NO. 217—**

BY REPRESENTATIVES MARTINY AND DAMICO AND SENATORS BOSSIERE AND ULLO  
AN ACT

To enact R.S. 44:4(40), relative to records of public bodies; to exempt certain records pertaining to security systems and features, interior layouts of residences, and certain proprietary information submitted to obtain individual building permits from public records laws; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

**HOUSE BILL NO. 269—**

BY REPRESENTATIVE ERDEY  
AN ACT

To amend and reenact R.S. 22:234(A)(introductory paragraph), 237(A)(introductory paragraph), (B), and (D), 238, and 240(B)(3), (D), and (F)(4) and to repeal R.S. 22:234(A)(11), relative to the Louisiana Health Plan; to provide relative to the board of directors of the plan, eligibility requirements, administration of the benefits plan of the plan, and benefit availability; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

**HOUSE BILL NO. 312—**

BY REPRESENTATIVE PINAC  
AN ACT

To enact R.S. 9:3530(C)(4), relative to the Louisiana Consumer Credit Law; to provide for an alternative documentation fee that a lender may charge in connection with certain non-real estate consumer loans; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and International Affairs.

**HOUSE BILL NO. 317—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:243(B)(2), relative to immovable property held by state banks; to revise the procedure for appraisal of such property; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and International Affairs.

**HOUSE BILL NO. 329—**

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:312(A) and 765(B) and to repeal R.S. 6:325(E) and 768(E), relative to financial institutions; to delete certain obsolete provisions relating to state inheritance taxes; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and International Affairs.

**HOUSE BILL NO. 337—**

BY REPRESENTATIVE LAFLEUR

AN ACT

To enact R.S. 9:5214(D), relative to mortgage certificates; to provide for the duty of the register of mortgages and parish recorders when issuing mortgage certificates; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

**HOUSE BILL NO. 360—**

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 40:1728.1, relative to the state uniform construction code; to provide for a fee schedule for enforcement of the code by the state fire marshal on behalf of political subdivisions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

**HOUSE BILL NO. 372—**

BY REPRESENTATIVE ANSARDI

(On Recommendation of the Louisiana State Law Institute)

AN ACT

To amend and reenact Children's Code Articles 1124(B) and (C), 1125, 1137(D), 1169(3), 1172, 1185, 1188(A), 1189, 1190(C), 1191(A)(4) and (B), 1192, 1269.1, 1269.2(B), 1269.6, and 1272(D); to enact Children's Code Articles 1122(B)(12) and (F)(18), 1188(C), 1189.1, 1190(D) and (E), 1191.1, 1269.1(D) and 1269.1.1, relative to the adoption of children, to provide for the act of surrender; to provide for the statement of family history; to provide for the age of a child eligible for adoption; to provide for the validity of continued contact agreements; to provide for the pre-placement home study; to provide for counseling pursuant to the voluntary registry law; to correct cross-references; to instruct the Law Institute to redesignate certain statutes; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

**HOUSE BILL NO. 390—**

BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 19:132, 132.1(A), and 132.8, relative to expropriations by the city of New Orleans; to provide for the expropriation of property needed for a street, drainage, water, utility, sewerage, or other capital project prior to judgment in the trial court fixing the amount of compensation due to the owner of the property; to provide for the application of existing expropriation laws; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

**HOUSE BILL NO. 393—**

BY REPRESENTATIVES ANSARDI, BOWLER, DAMICO, LABRUZZO, LANCASTER, MARTINY, SCALISE, TOOMY, AND TUCKER AND SENATORS BOISSIERE, HAINKEL, HOLLIS, LENTINI, AND ULLO

AN ACT

To amend and reenact R.S. 34:1(B)(2), relative to the Port of New Orleans; to provide relative to nominations for membership on the port's board of commissioners; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

**HOUSE BILL NO. 398—**

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 22:636(A)(introductory paragraph) and (2), relative to cancellation of insurance policies; to define "delivered" for purposes of notice of cancellation; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

**HOUSE BILL NO. 401—**

BY REPRESENTATIVE FLAVIN

AN ACT

To amend and reenact R.S. 9:3144(A)(3) and (B)(1), relative to the New Home Warranty Act; to reduce the warranty period for certain major structural defects; to clarify the warranty exclusion for trees; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

**HOUSE BILL NO. 405—**

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 9:5212 and R.S. 35:12(D) and 392.1, relative to ex officio notaries; to provide relative to the authority of ex officio notaries; to provide for the rejection of certain documents; to provide for actions exceeding the authority granted; and to provide for related matters.



On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

**HOUSE BILL NO. 409—**

BY REPRESENTATIVES DAMICO, ANSARDI, LANCASTER, MARTINY, AND TOOMY AND SENATORS BOISSIERE, LENTINI, AND ULLO

AN ACT

To enact R.S. 13:5112.1, relative to the production of documents by governmental entities; to provide relative to subpoena duces tecum; to provide for the reimbursement of costs incurred; to provide for disputes of the costs incurred; to provide for procedures; to provide for service and delays for production; to provide for a definition of "governmental entity"; to provide for applicability to the present laws of discovery and evidence; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

**HOUSE BILL NO. 423—**

BY REPRESENTATIVE MORRISH  
AN ACT

To amend and reenact R.S. 22:1430.14(A), relative to the FAIR and Coastal plans; to provide for audited statements; to provide for reporting requirements; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

**HOUSE BILL NO. 481—**

BY REPRESENTATIVE LANCASTER  
AN ACT

To amend and reenact R.S. 18:1491.6(C)(1)(a) and 1495.4(C)(1)(a), relative to reporting requirements twenty days prior to an election; to increase the contribution amount subject to the requirement for forty-eight hour reporting by a district or major office candidate or political committee supporting or opposing such candidate; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

**HOUSE BILL NO. 492—**

BY REPRESENTATIVE WRIGHT  
AN ACT

To amend and reenact R.S. 44:31(B) and 32(C)(1)(d), relative to public records; to allow persons under the age of majority to receive a copy or reproduction of a public record; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

**HOUSE BILL NO. 498—**

BY REPRESENTATIVES TRICHE, JOHNS, AND BROOME  
AN ACT

To amend and reenact R.S. 46:236.1.1(1), 236.2(A)(2) and (B)(2), and 236.3(A)(1) and (D)(1), relative to child support programs; to provide for definitions; to provide for the electronic transmission of the notice for an income assignment order; to provide for judgments awarding retroactive support; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

**HOUSE BILL NO. 517—**

BY REPRESENTATIVE JOHNS  
AN ACT

To enact Subpart B-1 of Part XXX of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1441 through 1441.26, relative to the residual property insurance market; to provide for Louisiana Citizens Property Insurance Corporation; to provide for legislative intent and purpose; to provide for interpretation of laws; to provide for servicing of policies; to provide for the Coastal Plan; to provide for the FAIR Plan; to provide for the governance and administration; and to otherwise provide with respect thereto.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

**HOUSE BILL NO. 530—**

BY REPRESENTATIVES LANCASTER, BROOME, HAMMETT, AND SALTER  
AN ACT

To amend and reenact R.S. 18:1505.2(A), relative to the Campaign Finance Disclosure Act; to provide for penalties for violations of provisions of the Campaign Finance Disclosure Act that prohibit contributions in the name of another; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

**HOUSE BILL NO. 533—**

BY REPRESENTATIVE LANCASTER  
AN ACT

To amend and reenact R.S. 18:1483(7)(e), relative to the Campaign Finance Disclosure Act; to define the term "district office" for purposes of the Campaign Finance Disclosure Act; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

**HOUSE BILL NO. 538—**

BY REPRESENTATIVE LAFLEUR  
AN ACT

To amend and reenact R.S. 9:2945(C) and to enact R.S. 9:2945(D), relative to bond for deed contracts; to provide for satisfaction of bond for deed contracts; to provide for cancellation of bond for deed contracts; to clarify reference to certain fees for registry of the cancellation; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

**HOUSE BILL NO. 548—**

BY REPRESENTATIVES LANCASTER, BRUNEAU, AND GALLOT  
AN ACT

To amend and reenact R.S. 36:742(8) and to enact R.S. 36:742(9) and Part V of Chapter 2 of Title 18 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 18:49, relative to elections compliance; to provide for the powers and duties of the secretary of state to include the investigation of allegations

of election irregularities; to provide for the creation of the elections compliance unit in the Department of State; to provide for the powers and duties of the elections compliance unit; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

**HOUSE BILL NO. 552—**

BY REPRESENTATIVE PINAC

**AN ACT**

To amend and reenact R.S. 32:778(B) and 1254(N)(1)(d), relative to warranty and repair services on school buses; to provide that school bus warranty and repair services may be performed by certain heavy truck dealers; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and International Affairs.

**HOUSE BILL NO. 553—**

BY REPRESENTATIVE PINAC

**AN ACT**

To amend and reenact R.S. 32:1252(10) and 1254(N)(1)(a) and to enact R.S. 32:1254.1(D), relative to motor vehicles; to revise the definition of "franchise"; to provide for the effect of enactments and rules on licensees; to provide relative to warranty and sales incentive audits; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and International Affairs.

**HOUSE BILL NO. 569—**

BY REPRESENTATIVE TRICHE

**AN ACT**

To amend and reenact R.S. 46:236.1.2(D) and to enact R.S. 46:236.1.2(K), relative to child support programs; to require private collection agencies to comply with certain federal laws; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

**HOUSE BILL NO. 574—**

BY REPRESENTATIVES MORRISH, BRUCE, AND ROMERO

**AN ACT**

To amend and reenact R.S. 15:572.4(D), relative to reprieve and pardon of offenders; to provide with respect to the time periods in which certain offenders may apply for a pardon or commutation of sentence; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

**HOUSE BILL NO. 595—**

BY REPRESENTATIVE JACK SMITH AND SENATOR DUPRE

**AN ACT**

To amend and reenact R.S. 56:646, relative to the Louisiana Sportsman's Paradise license; to provide relative to gear covered by the license; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

**HOUSE BILL NO. 599—**

BY REPRESENTATIVES GARY SMITH AND PIERRE AND SENATOR CHAISSON

**AN ACT**

To amend and reenact R.S. 56:1855(L), relative to scenic rivers; to authorize certain environmental remediation activities on Bayou Trepagnier; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

**HOUSE BILL NO. 605—**

BY REPRESENTATIVES FRITH AND PIERRE AND SENATOR B. GAUTREAUX

**AN ACT**

To repeal R.S. 56:306(B)(6), relative to wholesale/retail seafood dealers' licenses; to remove an exemption for restaurants from the requirement for the license; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

**HOUSE BILL NO. 606—**

BY REPRESENTATIVES JACK SMITH, PIERRE, AND THOMPSON AND SENATORS B. GAUTREAUX AND MALONE

**AN ACT**

To amend and reenact R.S. 56:649.3(A) and 650(A)(2), relative to lifetime hunting and fishing licenses; to provide for a senior lifetime hunting and fishing license; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

**HOUSE BILL NO. 609—**

BY REPRESENTATIVES JACK SMITH AND PIERRE AND SENATORS B. GAUTREAUX AND MALONE

**AN ACT**

To amend and reenact R.S. 56:116(D) and 699.5(A), relative to youth hunting; to provide relative to the supervision of persons under the age of sixteen participating in hunting activities; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

**HOUSE BILL NO. 628—**

BY REPRESENTATIVE QUEZAIRE

**AN ACT**

To amend and reenact R.S. 47:820.2(B)(1)(a), relative to the Transportation Infrastructure Model for Economic Development Program; to provide relative to certain project descriptions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

**HOUSE BILL NO. 631—**  
BY REPRESENTATIVE QUEZAIRE  
AN ACT

To repeal R.S. 48:35(E), relative to the Department of Transportation and Development general powers, duties, and functions; to repeal provisions requiring the Department of Transportation and Development to adopt rules for minimum safety standards for reflective work-site materials.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

**HOUSE BILL NO. 634—**  
BY REPRESENTATIVE QUEZAIRE  
AN ACT

To amend and reenact R.S. 36:801(introductory paragraph), relative to the Louisiana Transportation Authority; to provide relative to placement of the authority within the Department of Transportation and Development; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

**HOUSE BILL NO. 636—**  
BY REPRESENTATIVE QUEZAIRE  
AN ACT

To amend and reenact R.S. 36:508.3(A) and R.S. 38:84, relative to office of public works and intermodal transportation in the Department of Transportation and Development; to provide that the office is responsible for state administration of the National Flood Insurance Program; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

**HOUSE BILL NO. 638—**  
BY REPRESENTATIVE QUEZAIRE  
AN ACT

To enact R.S. 48:461.27, relative to outdoor advertising devices; to provide for permits for outdoor advertising devices in forestry management areas; to provide relative to applications for permits; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

**HOUSE BILL NO. 643—**  
BY REPRESENTATIVES HEBERT AND CROWE  
AN ACT

To enact R.S. 22:14(E), relative to life insurance policies; to provide for a database; to provide for exceptions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

**HOUSE BILL NO. 650—**  
BY REPRESENTATIVE PIERRE  
AN ACT

To repeal R.S. 49:954.2, to repeal the provisions of the Unified Oil and Gas Development Regulatory Index; and to provide relative to validity of certain actions.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

**HOUSE BILL NO. 663—**  
BY REPRESENTATIVE WINSTON  
AN ACT

To amend and reenact R.S. 15:587(A)(2), relative to the Louisiana Bureau of Criminal Identification and Information; to require the bureau to make available to the Department of Social Services criminal history record information on certain persons; to provide the department the authority to receive criminal history record information; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

**HOUSE BILL NO. 698—**  
BY REPRESENTATIVES JOHNS AND KATZ  
AN ACT

To amend and reenact R.S. 37:1212 and to enact R.S. 37:1182(B)(8), relative to the practice of pharmacy; to provide for powers of the board; to provide relative to pharmacy technicians; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

**HOUSE BILL NO. 699—**  
BY REPRESENTATIVE DURAND  
AN ACT

To enact R.S. 13:3715.1(B)(6), relative to medical or hospital records; to provide for records related to substance or alcohol abuse, education, training, treatment, rehabilitation, or research; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

**HOUSE BILL NO. 704—**  
BY REPRESENTATIVES BRUNEAU AND MURRAY  
AN ACT

To amend and reenact R.S. 37:848(D)(2) and (3) and to enact R.S. 37:848(D)(7), relative to embalming; to allow for refrigeration of remains by funeral establishments; to provide an exception from embalming; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and International Affairs.

**HOUSE BILL NO. 711—**  
BY REPRESENTATIVE BROOME  
AN ACT

To amend and reenact R.S. 22:669(A)(4) and (B), relative to certain mandated insurance benefits for mental illness; to provide relative to payable benefits and reimbursement for certain

services provided by a social worker; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

**HOUSE BILL NO. 726—**

BY REPRESENTATIVE WALKER

AN ACT

To enact R.S. 40:2006(A)(2)(n), (o), and (p) and (B)(2)(f),(g), and (h), relative to the powers of the Department of Health and Hospitals; to provide for the ability to assess fees for psychiatric residential treatment facilities, children's respite care centers, and other licensed DHH facilities; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

**HOUSE BILL NO. 742—**

BY REPRESENTATIVES CAZAYOUX AND DURAND

AN ACT

To amend and reenact R.S. 46:114.3(B), (C), and (D), relative to regional fraud detection units; to provide for subpoenas and subpoenas duces tecum; to include businesses and legal entities; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

**HOUSE BILL NO. 745—**

BY REPRESENTATIVE WALSWORTH AND SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 30:2194(B)(4), (9), and (11) through (15) and (C)(introductory paragraph), 2195(A) and (E), 2195.2(A)(1)(introductory paragraph), (a), and (c)(i), (2), (3), (4), and (5), 2195.3(A)(1)(b) and (7), 2195.4(A)(1), (2), and (3)(c)(ii) and (B)(1), 2195.6, 2195.7, 2195.8(A), (B)(introductory paragraph) and (1), and (C), 2195.9(A), and 2195.10, to enact R.S. 30:2195.8(D), (E), and (F) and 2195.11, and to repeal R.S. 30:2194(B)(16), relative to underground storage tanks; to provide for uses of money in the Motor Fuels Underground Storage Tank Trust Fund, especially relative to those who are eligible for disbursements from the fund; to provide relative to penalties for failure to pay fees that are paid into the trust fund; to provide relative to financial obligations of tank owners for environmental damage resulting from releases to provide relative to the advisory board; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Environmental Quality.

**HOUSE BILL NO. 752—**

BY REPRESENTATIVE MORRISH

AN ACT

To amend and reenact R.S. 22:1430.1(12), relative to the Louisiana Citizens Property Insurance Corporations; to provide for farmowners' multiperil insurance; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

**HOUSE BILL NO. 762—**

BY REPRESENTATIVES WINSTON AND DURAND

AN ACT

To amend and reenact Children's Code Article 685(B), relative to children in need of care; to provide for compliance with federal provisions in cost of care and treatment matters; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

**HOUSE BILL NO. 764—**

BY REPRESENTATIVES BRUNEAU AND MURRAY

AN ACT

To amend and reenact R.S. 37:845 and 875, relative to fees imposed by the Louisiana State Board of Embalmers and Funeral Directors; to increase fees for licensure; to add fees for work permits; to add fees for inspections; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and International Affairs.

**HOUSE BILL NO. 784—**

BY REPRESENTATIVE M. POWELL

AN ACT

To amend and reenact R.S. 15:1356(E) and to enact R.S. 15:1352(A)(16) and (17), relative to the Louisiana Racketeering Act; to add the offenses of money laundering and pandering to the definition of racketeering activity; to amend the heading of Chapter 11 of Title 15 of the Louisiana Revised Statutes of 1950; to delete reference to "drug" in racketeering statute; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

**HOUSE BILL NO. 809—**

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 18:1483(7)(d), relative to the definition of district office for purposes of the Campaign Finance Disclosure Law; to provide that all elected public offices to a board or governing authority which has a municipality within its jurisdiction with a certain population are included in the definition of district office; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

**HOUSE BILL NO. 838—**

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 30:2025(E)(1)(a), relative to civil penalties for violations of the Environmental Quality Act; to increase the maximum civil penalty; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Environmental Quality.

**HOUSE BILL NO. 878—**

BY REPRESENTATIVE DURAND  
AN ACT

To enact R.S. 46:56(B)(3), relative to client case records; to provide for the Department of Social Services' authorization to share access; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

**HOUSE BILL NO. 889—**

BY REPRESENTATIVE GRAY  
AN ACT

To amend and reenact R.S. 40:6(B) and (D)(introductory paragraph), relative to the sanitary code; to provide for the assessment of civil fines, injunctions, or both, for violations of the sanitary code; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

**HOUSE BILL NO. 904—**

BY REPRESENTATIVES HAMMETT AND FUTRELL  
AN ACT

To enact R.S. 47:463.2.1 and 463.126, relative to motor vehicle license plates; to provide for creation of a NASCAR special prestige licenseplate; to provide relative to the design and color of such plate; to authorize the commissioner of motor vehicles to enter into an agreement with the supplier of such plate; to provide relative to the fees for such plate; to authorize promulgation of rules and regulations; to require issuance of plates established for veterans and military personnel; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

**HOUSE BILL NO. 914—**

BY REPRESENTATIVE MCVEA  
AN ACT

To authorize and provide for the exchange of certain state property in West Feliciana Parish to West Feliciana Parish Police Jury; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

**HOUSE BILL NO. 1042—**

BY REPRESENTATIVE TRICHE  
AN ACT

To amend and reenact R.S. 28:621, relative to at-risk juveniles; to provide for the creation of pilot programs for children with developmental disabilities; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

**HOUSE BILL NO. 1051—**

BY REPRESENTATIVE FARRAR  
AN ACT

To amend and reenact R.S. 22:1386(A) and (B), relative to the Louisiana Insurance Guaranty Association; to provide for claims against insurers; to provide for asbestos claims; to provide for environmental pollutant claims; to provide for procedures; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

**HOUSE BILL NO. 1052—**

BY REPRESENTATIVE FARRAR  
AN ACT

To amend and reenact R.S. 22:1379(3)(f) and 1382(A)(3)(f) and (D), and to repeal R.S. 22:1382(A)(3)(f), relative to the Louisiana Insurance Guaranty Association; to provide for covered claims; to provide for net worth; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

**HOUSE BILL NO. 1067—**

BY REPRESENTATIVE FLAVIN  
AN ACT

To amend and reenact R.S. 32:5, relative to the Louisiana Highway Regulatory Act; to authorize parade marshals to direct, control, and regulate traffic along or near parade routes in Lake Charles and Calcasieu Parish; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

**HOUSE BILL NO. 1102—**

BY REPRESENTATIVE DANIEL  
AN ACT

To amend and reenact R.S. 34:3474(B)(1), relative to the Millennium Port Authority; to provide relative to membership on the board of commissioners; to authorize certain commissioners to appoint designees to serve on the board; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

**HOUSE BILL NO. 1111—**

BY REPRESENTATIVE TOOMY  
AN ACT

To amend and reenact R.S. 40:1049(E), relative to transactions involving proceeds from drug offenses; to provide that the term of imprisonment be served with or without hard labor; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

**HOUSE BILL NO. 1126—**

BY REPRESENTATIVES MURRAY, BROOME, HAMMETT,  
LANCASTER, AND SALTER

**AN ACT**

To amend and reenact R.S. 18:1501.1, relative to forty-eight hour requirements for reporting independent expenditures prior to an election; to require certain persons who make independent expenditures or accept contributions other than to or from a candidate or a political committee to report such contributions or expenditures to the supervisory committee; to provide for the time and manner of such reports; to provide for the amounts of the contributions or expenditures which require such reporting; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

**HOUSE BILL NO. 1132—**

BY REPRESENTATIVE FARRAR

**AN ACT**

To enact R.S. 40:966(E)(5), relative to possession of marijuana; to provide that prior convictions of distribution, dispensing, or possession with intent to distribute or dispense marijuana may serve as predicate offenses for penalties for multiple offenders; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

**HOUSE BILL NO. 1133—**

BY REPRESENTATIVE FARRAR

**AN ACT**

To amend and reenact R.S. 40:967(B)(1) and (3), relative to the Uniform Controlled Dangerous Substances Law; to increase penalties for certain violations involving amphetamine and methamphetamine; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

**HOUSE BILL NO. 1228—**

BY REPRESENTATIVE DURAND

**AN ACT**

To amend and reenact R.S. 40:1232.6(introductory paragraph) and 1300.51(3) and (5) and R.S. 44:9(F) and (G) and to enact R.S. 40:1300.51(2)(h), relative to emergency medical personnel; to provide grounds for disciplinary proceedings; to modify definitions; to provide for records of violations of municipal ordinances and of state statutes classified as a misdemeanor or felony; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

**HOUSE BILL NO. 1253—**

BY REPRESENTATIVES PINAC, CROWE, DOERGE, FLAVIN,  
FRITH, JACKSON, MARCHAND, H. POWELL, RITCHIE,  
SHEPHERD, GARY SMITH, STRAIN, TRAHAN, WADDELL, WHITE,  
AND WINSTON

**AN ACT**

To enact R.S. 32:1254(N)(3)(k), relative to motor vehicle dealer disclosure; to provide relative to dealer participation in finance charges; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and International Affairs.

**HOUSE BILL NO. 1276—**

BY REPRESENTATIVES MONTGOMERY, HUNTER, MARTINY,  
AND MURRAY AND SENATORS MOUNT, CRAVINS, JONES, AND  
LENTINI

**AN ACT**

To amend and reenact R.S. 15:1202(A)(introductory paragraph) and 1204.1(A) and (B)(11), R.S. 36:401(B)(1) and (2) and (C)(1), 402, 405(A)(1)(introductory paragraph) and (c) and (2), (B), and (C), 406(A), (B)(3), and (C), 407(B) and (C), and 408(G)(1) and (H), R.S. 39:21.3(D), and R.S. 46:2602(B)(3) and to enact R.S. 15:1202(A)(27), 1228.2(10), and 1228.3(14) and R.S. 36:405(D) and 406(B)(4), relative to the reorganization of the Department of Public Safety and Corrections; to create youth services as an organizational unit of the department; to provide for the composition and officers of youth services; to provide for creation of the office of management and finance for youth services; to place the office of youth development within youth services; to provide for the powers, duties, functions, and responsibilities of department officers; to provide for office functions; to provide relative to membership and functions of related boards, commissions, and like entities; to provide for implementation; to provide for effective dates; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

**HOUSE BILL NO. 1284—**

BY REPRESENTATIVE PINAC

**AN ACT**

To amend and reenact R.S. 32:1253(A)(introductory paragraph) and (2), relative to the Louisiana Motor Vehicle Commission; to correct reference to the number of board members; to delete special provision for broker member; to require one member to be primarily engaged in the business of lease or rental; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and International Affairs.

**HOUSE BILL NO. 1317—**

BY REPRESENTATIVE DANIEL

**AN ACT**

To enact R.S. 36:605(B)(8) and R.S. 43:31(A)(6), relative to the powers and duties of the secretary of the Department of Wildlife and Fisheries; authorizes the secretary to print certain materials to promote the recreational resources and programs of the department; to authorize printing of certain interdepartmental and intradepartmental communications; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

**HOUSE BILL NO. 1351—**

BY REPRESENTATIVE TOWNSEND  
AN ACT

To amend and reenact R.S. 13:3667.1, 3667.3, and 4163, relative to legislators and legislative employees; to provide with respect to court appearances as witnesses during legislative activities; to require certification of service or employment of legislative employees; to eliminate witness exemptions for certain criminal felony trials; to require a hearing to compel the appearance of a legislator as a witness; to provide for appeal of an order compelling appearance as witness; to provide for continuances and extensions during performance of legislative duties; to provide for appeals of orders relating thereto; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

**HOUSE BILL NO. 1424—**

BY REPRESENTATIVES BOWLER AND TUCKER  
AN ACT

To repeal R.S. 22:1382(A)(3)(d), relative to the Louisiana Insurance Guaranty Association; to provide for refund monies; to delete certain deposit requirements.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

**HOUSE BILL NO. 1426—**

BY REPRESENTATIVE SALTER AND SENATOR HINES  
AN ACT

To amend and reenact R.S. 37:1701, 2366, and 2367 and to enact Part II of Chapter 28 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:2371 through 2378, relative to medical psychologists; to authorize medical psychologists to prescribe drugs and to provide for the duties of a medical psychologist; to allow a medical psychologist to give directions to certain other health care providers; to establish the qualifications for medical psychologists and the requirements for certification; to provide for renewal of the certificate; to prohibit issuance of a prescription by a psychologist who is not a medical psychologist certified to prescribe; to provide a penalty for violations; to provide for prescribing practices; to provide for controlled substance prescriptive authority; to provide for coordination with the Louisiana Board of Pharmacy; to provide for designation of existing law; to provide for the effective date; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Hines sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Conforming Amendments proposed by Senator Hines to Engrossed House Bill No. 1426 by Representative Salter (Duplicate of Senate Bill No. 754)

**AMENDMENT NO. 1**

On page 1, line 5, between "psychologist" and the semicolon ";", insert the following: "to provide for definitions;"

**AMENDMENT NO. 2**

On page 2, line 23, delete "licensed"

**AMENDMENT NO. 3**

On page 3, line 10, change "the term "drug" as defined" to "set forth"

**AMENDMENT NO. 4**

On page 3, delete line 13 in its entirety and insert in lieu thereof the following: "disorders as set forth in R.S. 37:2352(5)(a) "Narcotics", as used in this Part, are defined as natural and"

**AMENDMENT NO. 5**

On page 3, line 14, after "pain." delete the remainder of the line and insert the following: "(b) Nothing in Part II of this"

**AMENDMENT NO. 6**

On page 3, line 15, change "to permit" to "as permitting"

**AMENDMENT NO. 7**

On page 3, line 15, between "psychologist" and "to administer" insert the following: "licensed under this Chapter"

**AMENDMENT NO. 8**

On page 3, delete line 19 in its entirety and insert in lieu thereof the following: "proficiency examination in psychopharmacology and has passed a national proficiency examination in psychopharmacology approved by the board and who"

**AMENDMENT NO. 9**

On page 3, line 20, delete "current"

**AMENDMENT NO. 10**

On page 4, line 5, change "provisions" to "provision"

**AMENDMENT NO. 11**

On page 4, line 22, change "graduated with" to "obtained or completed"

**AMENDMENT NO. 12**

On page 24, change "to the post doctoral master's degree as approved" to "as provided"

**AMENDMENT NO. 13**

On page 5, delete lines 5 and 6 in their entirety and insert in lieu thereof the following: "B. Each medical psychologist applying for renewal of the certificate of prescriptive authority shall present satisfactory evidence"

**AMENDMENT NO. 14**

On page 5, line 9, between "disorders" and the period "." insert the following: "prior to the date of renewal"

**AMENDMENT NO. 15**

On page 5, line 11, change "801 - 803." to "801 and 802."

**AMENDMENT NO. 16**

On page 5, line 20, change "C.(1)" to "C."

**AMENDMENT NO. 17**

On page 5, delete lines 23 through 25 in their entirety and insert in lieu thereof the following: "psychologists and the physician shall document the"

**AMENDMENT NO. 18**

On page 5, delete lines 27 and 28 in their entirety.

**AMENDMENT NO. 19**

On page 6, below line 27, add the following:

"Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

On motion of Senator Hines, the amendments were adopted.

Under the provisions of Joint Rule No. 5, the amended bill, which is a duplicate of Senate Bill No. 754, was read by title and referred to the Legislative Bureau.

**HOUSEBILL NO. 1447 (Substitute for House Bill No. 99 by Representative Baldone)—**  
BY REPRESENTATIVE BALDONE  
AN ACT

To amend and reenact R.S. 35:1.1, 71(A) through (E), 191(C)(3), and 201(A), relative to non-attorney notaries; to provide for the filing and renewal of required bonds or insurance coverage; to provide for the granting and suspension of notary commissions; to provide for the qualifications of non-attorney notaries; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

**House Concurrent Resolutions  
on Second Reading**

The following House Concurrent Resolutions were read and acted upon as follows:

**HOUSE CONCURRENT RESOLUTION NO. 46—**  
BY REPRESENTATIVE LAMBERT

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of constructing an interstate interchange along Interstate 10 at Louisiana Highway 74 in Ascension Parish.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Transportation, Highways, and Public Works.

**HOUSE CONCURRENT RESOLUTION NO. 52—**  
BY REPRESENTATIVE JOHNS

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to designate U.S. Highway 90 within Calcasieu Parish as a Blue Star Memorial Highway in honor of the citizens of Calcasieu Parish who have served, are now serving, or will

serve in the armed forces of the United States and to authorize placement of a Blue Star Memorial Highway monument along this route.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Transportation, Highways, and Public Works.

**HOUSE CONCURRENT RESOLUTION NO. 55—**  
BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the practicality and feasibility of designing and utilizing traffic roundabouts as an alternative to traffic signals at heavily traveled and congested intersections along state highways and to report its findings to the House and Senate Transportation, Highways and Public Works Committees prior to the convening of the 2005 Regular Session.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Transportation, Highways, and Public Works.

**HOUSE CONCURRENT RESOLUTION NO. 56—**  
BY REPRESENTATIVE FAUCHEUX (BY REQUEST)

A CONCURRENT RESOLUTION

To amend the Department of Health and Hospitals, Board of Embalmers and Funeral Directors, continuing education rule (LAC 46:XXXVII.709(E)(6)), regarding continuing education credits for instructors of approved courses, and to direct the Louisiana Register to print the amendments in the Louisiana Administrative Code.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Health and Welfare.

**HOUSE CONCURRENT RESOLUTION NO. 95—**  
BY REPRESENTATIVE CURTIS

A CONCURRENT RESOLUTION

To recognize April 30, 2004, as Parent EXPO Day in the state of Louisiana.

The resolution was read by title. Senator McPherson moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Hainkel	Nevers
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen



Dardenne  
Duplessis  
Total—37

Jones  
Kostelka

NAYS

Total—0

ABSENT

Holden  
Total—2

Ullo

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 98—**  
BY REPRESENTATIVE BRUNEAU

**A CONCURRENT RESOLUTION**

To express sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Raymond M. Rathle, Sr. and to recognize and record his singular contributions and accomplishments.

The resolution was read by title. Senator Hainkel moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President  
Adley  
Amedee  
Bajoie  
Barham  
Boasso  
Boissiere  
Cain  
Chaisson  
Cheek  
Cravins  
Dardenne  
Duplessis  
Total—37

Dupre  
Ellington  
Fields  
Fontenot  
Gautreaux, B  
Gautreaux, N  
Hainkel  
Heitmeier  
Hollis  
Irons  
Jackson  
Jones  
Kostelka

Lentini  
Malone  
Marionneaux  
McPherson  
Michot  
Mount  
Nevers  
Romero  
Schedler  
Smith  
Theunissen

NAYS

Total—0

ABSENT

Holden  
Total—2

Ullo

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON**

**AGRICULTURE, FORESTRY, AQUACULTURE  
AND RURAL DEVELOPMENT**

Senator Smith, Chairman on behalf of the Committee on Agriculture, Forestry, Aquaculture and Rural Development, submitted the following report:

April 20, 2004

To the President and Members of the Senate:

I am directed by your Committee on Agriculture, Forestry, Aquaculture and Rural Development to submit the following report:

**SENATE BILL NO. 148—**

BY SENATOR ELLINGTON

**AN ACT**

To amend and reenact R.S. 3:3654(E)(5) and (7), relative to security devices affecting farm products; to provide relative to financing statements for farm products; to provide certain requirements for the amendment and expiration of such statements; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 550—**

BY SENATOR IRONS

**AN ACT**

To amend and reenact R.S. 3:2364(B)(1), (2), and (3) and to enact R.S. 3:2364(D)(6), (7), and (8), relative to the Louisiana Animal Welfare Commission; to provide for the funding, membership, and duties of the commission; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 65—**

BY REPRESENTATIVE HILL

**AN ACT**

To amend and reenact R.S. 3:2133, relative to the prevention of contagious or communicable diseases in animals; to provide for penalties for improper disposal of certain animal carcasses or failure to restrain certain animals; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
MIKE SMITH  
Chairman

**REPORT OF COMMITTEE ON**

**JUDICIARY A**

Senator Lentini, Chairman on behalf of the Committee on Judiciary A, submitted the following report:

April 20, 2004

To the President and Members of the Senate:

I am directed by your Committee on Judiciary A to submit the following report:

**SENATE BILL NO. 186—**  
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 9:4502 (A)(1), relative to privileges on movables; to provide relative to the privilege for making or repairing movable goods; to provide relative to marine vessels, trailers, and equipment; to provide for remedy for debt due on such items; and to provide for related matters

Reported favorably.

**SENATE BILL NO. 344—**  
BY SENATORS SMITH AND MICHOT

AN ACT

To amend and reenact R.S. 9:315.8(E)(2), relative to child support; to provide relative to joint custody of a child; to provide relative to child support obligation in such circumstances; to require a credit on such obligation under certain circumstances; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 381—**  
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 40:1299.41(A)(16), relative to medical malpractice; to provide relative to the Patient's Compensation Fund; to include students being trained as paramedics under the coverage of such fund; to provide for the definition of "ambulance service"; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 437—**  
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 13:4291(A), (B)(1), and (C), relative to execution; to provide with respect to child support payments; to provide for judgments for such payments; to provide for the initiation of prescription on certain child support judgements; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 445—**  
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 9:315.40(2), relative to child support; to provide relative to the administrative suspension of certain licenses; to provide for definitions; to provide for periodic payments for arrearages; to provide for compliance with an order of support; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 635—**  
BY SENATOR BARHAM

AN ACT

To enact R.S. 35:18, relative to notaries public; to provide for a one-year period of prescription for filing of malpractice actions against notaries; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
ARTHUR J. "ART" LENTINI  
Chairman

**REPORT OF COMMITTEE ON**

**JUDICIARY B**

Senator Marionneaux, Chairman on behalf of the Committee on Judiciary B, submitted the following report:

April 20, 2004

To the President and Members of the Senate:

I am directed by your Committee on Judiciary B to submit the following report:

**SENATE BILL NO. 62—**  
BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 15:574.20(A), relative to parole; to provide with respect to medical parole; to require medical parole consideration of inmates determined to be permanently incapacitated or terminally ill; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 199—**  
BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 52:5, relative to jurisdiction over land sited in the state but under custody of the United States; to remove the sunset provision for entering into written agreements to cede concurrent jurisdiction to the United States; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 342—**  
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 27:302(E), relative to the Video Draw Poker Devices Control Law; to remove mandatory requirement that devices accept coins in the amount of the minimum wager offered by that device; to remove mandatory requirement that a video draw poker device provide one game for each coin of the minimum denomination deposited in that machine; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 357—**  
BY SENATOR CHEEK

AN ACT

To enact R.S. 27:325 and to repeal R.S. 27:307(E), relative to the Video Draw Poker Devices Control Law; to authorize certain advertising by video draw poker licensees; to authorize the promotion of the play of video draw poker devices; to repeal advertising restrictions on the outside of video draw poker establishments; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
ROBERT MARIONNEAUX, JR.  
Chairman

**REPORT OF COMMITTEE ON**

**JUDICIARY C**

Senator Chaisson, Chairman on behalf of the Committee on Judiciary C, submitted the following report:

April 20, 2004

To the President and Members of the Senate:

I am directed by your Committee on Judiciary C to submit the following report:

**SENATE BILL NO. 570—**  
BY SENATOR CHAISSON

AN ACT

To amend and reenact Code of Evidence Article 801(D)(1)(a), relative to evidence; to provide when prior inconsistent statements are not hearsay; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
JOEL T. CHAISSON, II  
Chairman

**Senate Bills and Joint Resolutions  
on Second Reading  
Reported by Committees**

The following Senate Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

**SENATE BILL NO. 2—**  
BY SENATOR MCPHERSON

A JOINT RESOLUTION

Proposing to add Article I, Section 27 of the Constitution of Louisiana, relative to the declaration of rights; to preserve the freedom to hunt, fish, and trap, subject to regulation, restriction, or prohibition imposed pursuant to law; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported favorably by the Committee on Natural Resources. On motion of Senator Malone, the bill was read by title, ordered engrossed, and passed to a third reading.

**SENATE BILL NO. 12—**  
BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 48:1002(A), relative to ferries; to provide for the period of appropriation of state funds for operation and maintenance of the Monkey Island Ferry located in Cameron Parish; and to provide for related matters.

Reported favorably by the Committee on Finance. On motion of Senator Heitmeier, the bill was read by title, and passed to a third reading.

**SENATE BILL NO. 15—**  
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:326(F)(1), relative to size and possession limits of commercial fish; to provide for an affirmative defense for undersized crab violations; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. On motion of Senator Malone, the bill was read by title, ordered engrossed, and passed to a third reading.

**SENATE BILL NO. 30—**  
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 32:407(A)(2) and (3), relative to driver's licenses; to increase the time required for possession of a learner's permit prior to obtaining an intermediate license in certain circumstances; to provide for exceptions; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. On motion of Senator Ellington, the bill was read by title, ordered engrossed, and passed to a third reading.

**SENATE BILL NO. 41—**  
BY SENATOR MCPHERSON

AN ACT

To enact Part V-A of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:115, relative to the settlement of claims by the state; to provide for submission to and approval by the legislature of certain claims in which the state has an interest; and to provide for related matters.

Reported with amendments by the Committee on Finance.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 41 by Senator McPherson

**AMENDMENT NO. 1**

On page 1, line 4, delete "submission to and approval by the legislature" and insert "notification to the Joint Legislative Committee on the Budget"

**AMENDMENT NO. 2**

On page 1, line 11, after "claims" delete the remainder of the line

**AMENDMENT NO. 3**

On page 1, delete lines 16 and 17, and on page 2, delete lines 1 through 3, and insert "thousand dollars, only after written notification to the Joint Legislative Committee on the Budget."

On motion of Senator Heitmeier, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

**SENATE BILL NO. 67—**

BY SENATOR MCPHERSON AND REPRESENTATIVE FARRAR  
AN ACT

To enact Part III-H of Title 19 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 19:138 through 138.7, relative to expropriation by municipal corporations; to authorize the city of Pineville to expropriate certain properties for the Susek Drive Project; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. On motion of Senator Fields, the bill was read by title, ordered engrossed, and passed to a third reading.

**SENATE BILL NO. 72—**

BY SENATOR MCPHERSON  
AN ACT

To enact Part V-A of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:115, relative to claims against the state; to provide for notification to the Joint Legislative Committee on the Budget of certain claims against the state; and to provide for related matters.

Reported favorably by the Committee on Finance. On motion of Senator Heitmeier, the bill was read by title, ordered engrossed, and passed to a third reading.

**SENATE BILL NO. 105—**

BY SENATOR DUPRE  
AN ACT

To amend and reenact R.S. 56:2(D), relative to wildlife and fisheries; to provide relative to the Wildlife and Fisheries Commission; to provide for the elections of the chairman and vice-chairman; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. On motion of Senator Malone, the bill was read by title, ordered engrossed, and passed to a third reading.

**SENATE BILL NO. 118—**

BY SENATOR MCPHERSON  
AN ACT

To amend and reenact the introductory paragraph of R.S. 36:801 and to enact R.S. 36:610(J) and Subpart I-1 of Part I of Chapter 2 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:799.1 through 799.4, relative to the White Lake Property Fund; to create the White Lake Property Fund in the state treasury as a fund within the Louisiana Wildlife and Fisheries Conservation Fund; to provide for deposits of monies into the fund; to provide for investment and uses of monies in the fund; to create the White Lake Property Advisory Board; to

provide for its domicile, membership, and duties; to authorize the board to solicit and accept donations; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 118 by Senator McPherson

**AMENDMENT NO. 1**

On page 5, line 2, after "members" insert the following: ", subject to confirmation by the Senate"

**AMENDMENT NO. 2**

On page 5, between line 18 and 19, insert the following: "(13) Two nominees submitted by the Sierra Club."

**AMENDMENT NO. 3**

On page 5, line 19, after "C." and before "Of" insert the following: "At all times, three members of the board shall be residents of Vermilion Parish."

On motion of Senator Malone, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

**SENATE BILL NO. 138—**

BY SENATOR SCHEDLER  
AN ACT

To enact R.S. 13:2575.2, relative to administrative adjudication procedures and judicial reviews of code violations in the parish of St. Tammany; to provide additional administrative adjudication procedures in St. Tammany Parish; to provide additional judicial review procedures in St. Tammany Parish; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. On motion of Senator Fields, the bill was read by title, ordered engrossed, and passed to a third reading.

**SENATE BILL NO. 158—**

BY SENATOR DUPRE  
A JOINT RESOLUTION

Proposing to amend Section 20 (A)(1) and (2) of Article VII of the Constitution of Louisiana, relative to the homestead exemption from ad valorem taxes; to authorize such exemption for land classified as "use value"; to provide relative to the extension of such exemption to the surviving spouse or child; to extend such exemption to certain property owned by an irrevocable trust; to extend such exemption to certain property where a lifetime usufruct has been granted; to require that such exemption shall extend only to natural persons; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported by substitute by the Committee on Revenue and Fiscal Affairs. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. (Substitute for Senate Bill No. 158 by  
Senator Dupre)  
BY SENATOR DUPRE

A JOINT RESOLUTION

Proposing to amend Section 20(A) of Article VII of the Constitution of Louisiana, relative to the homestead exemption from ad valorem property taxes; to provide persons eligible for the homestead exemption and for the valuation of land which is the homestead; to provide for the homestead exemption for homesteads owned in indivision and for fields in which there is timber; to provide for the application of the exemption to the surviving spouse, testamentary or irrevocable trusts, usufructuaries, and to property occupied by a buyer under a bond for deed contract under certain conditions; to prohibit more than one exemption for any person; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members elected to each house concurring, that there shall be submitted to the electors of the state, for their approval or rejection in the manner provided by law, a proposal to amend Article VII, Section 20(A) of the Constitution of Louisiana, to read as follows:

§20. Homestead Exemption

Section 20.(A) Homeowners.

(1) The bona fide homestead, consisting of a tract of land or two or more tracts of land with a residence on one tract and a field with or without timber on it, pasture, or garden on the other tract or tracts, not exceeding one hundred sixty acres, buildings and appurtenances, whether rural or urban, owned and occupied by any person or persons owning the property in indivision if such persons are blood relatives, related by adoption, or are spouses, shall be exempt from state, parish, and special ad valorem taxes to the extent of seven thousand five hundred dollars of the assessed valuation. Beginning April 16, 2004, when applying the homestead exemption to all or a portion of the land which the taxpayer claims as his homestead in the manner provided by law, the calculation of the assessed value for such land shall be based upon its fair market value and not its use value. However, any homestead exemption granted prior to April 16, 2004 which was based on use value on any property occupied upon the effective date of this Paragraph shall remain valid if requested by the taxpayer. The same homestead exemption shall also fully apply to the primary residence, including a mobile home, which serves as a bona fide home and which is owned and occupied by any person or persons owning the property in indivision if such persons are blood relatives, related by adoption, or are spouses, regardless of whether the homeowner owns the land upon which the home or mobile home is sited; however, this homestead exemption shall not apply to the land upon which such primary residence is sited if the homeowner does not own the land.

(2) The homestead exemption shall extend and apply fully to the surviving spouse or minor children of a deceased owner and shall apply when the homestead is occupied as such by the surviving spouse and title to it is in either the husband or wife the name of (a) the surviving spouse as owner of any interest, (b) the surviving spouse as usufructuary for life, or (c) a testamentary trust established for the benefit of the surviving spouse and the descendants of the deceased spouse or surviving spouse, but not to more than one homestead owned by either the husband or wife, or both.

(3) The homestead exemption shall extend to property owned by an irrevocable trust when the principal beneficiary or beneficiaries of the trust are the settlor or settlors of the trust and were the immediately prior owners of the homestead, and the homestead is occupied as such by a principal beneficiary. The provisions of this Subparagraph shall apply only to property which was eligible for the homestead exemption immediately prior to transfer, conveyance, or donation in trust, or which would have been eligible for the homestead exemption if such property were not owned in trust.

(4) The homestead exemption shall extend to property where the usufruct of the property has been granted for the lifetime of no more than two usufructuaries who were the immediately prior owners of the homestead, and the homestead is occupied as such by a usufructuary, and the grant of the usufruct has been made by a person or persons either in the direct ascending or descending line of the usufructuary. The provisions of this Subparagraph shall apply only to property which was eligible for the homestead exemption immediately prior to the granting of such lifetime usufruct, or which would have been eligible for the homestead exemption if such usufruct had not been granted.

(5) The homestead exemption shall extend only to a natural person or persons and to an irrevocable trust created by a natural person or persons in which the beneficiaries of the trust are a natural person or persons provided that the provisions of this Paragraph are otherwise satisfied.

(6) Except as otherwise provided for in this Paragraph, the homestead exemption shall apply to property owned in indivision, but shall be limited to the pro rata ownership interest of that person or persons occupying the homestead.

(7) No homestead exemption shall be granted on bond for deed property. However, any homestead exemption granted prior to June 20, 2003 on any property occupied upon the effective date of this Paragraph by a buyer under a bond for deed contract shall remain valid as long as the circumstances giving rise to the exemption at the time the exemption was granted remain applicable.

(8) Notwithstanding any provision of this Paragraph to the contrary, in no event shall more than one homestead exemption extend or apply to any person in this state.

~~(3)~~(9) This exemption shall not extend to municipal taxes. However, the exemptions shall apply (a) in Orleans Parish, to state, general city, school, levee, and levee district taxes and (b) to any municipal taxes levied for school purposes.

\* \* \*

Section 2. Be it further resolved that this proposed amendment shall be submitted to the electors of the state at an election to be held on November 2, 2004.

Section 3. Be it further resolved that on the official ballot to be used at the election there shall be printed a proposition, upon which the electors of the state shall be permitted to vote FOR or AGAINST, to amend the Constitution of Louisiana, which proposition shall read as follows:

To provide that homestead exempt property is limited to property owned and occupied by persons who are blood relatives, related by adoption, or are spouses; to require that, beginning April 16, 2004, the assessed value for land which the taxpayer claims as his homestead be based upon its fair market value and not its use value except for land which was granted an exemption based on such value prior to that date; to provide that a field which qualifies for a

homestead exemption may have timber on it; to prohibit granting the homestead exemption to bond for deed property unless granted before June 20, 2003; to explicitly prohibit more than one homestead exemption applying to any person; and to require the homestead exemption to extend to the following:

(1) The surviving spouse when the homestead is occupied by the surviving spouse and title to it is in her name as owner of any interest or as usufructuary for life, or in the name of a testamentary trust established for her or the descendants benefit.

(2) Property owned by an irrevocable trust when the principal beneficiary or beneficiaries are the settlor or settlors of the trust and they were the immediately prior owners of the homestead, and the homestead is occupied as such by a principal beneficiary.

(3) Property occupied by no more than two lifetime usufructuaries granted by persons in the direct ascending or descending line if the usufructuaries were the immediately prior owners of the homestead.

(4) A natural person or persons and to an irrevocable trust created by a natural person or persons in which the beneficiaries of the trust are a natural person or persons if the criteria above is otherwise satisfied.

(5) Property owned in indivision, limited to the pro rata ownership interest of the person occupying the homestead unless provided otherwise above. (Amends Article VII, Section (A))

On motion of Senator Mount, the committee substitute bill was adopted and becomes Senate Bill No. 806 by Senator Dupre, substitute for Senate Bill No. 158 by Senator Dupre.

**SENATE BILL NO. 806 (Substitute for Senate Bill No. 158 by Senator Dupre)—**

BY SENATOR DUPRE

**A JOINT RESOLUTION**

Proposing to amend Section 20(A) of Article VII of the Constitution of Louisiana, relative to the homestead exemption from ad valorem property taxes; to provide persons eligible for the homestead exemption and for the valuation of land which is the homestead; to provide for the homestead exemption for homesteads owned in indivision and for fields in which there is timber; to provide for the application of the exemption to the surviving spouse, testamentary or irrevocable trusts, usufructuaries, and to property occupied by a buyer under a bond for deed contract under certain conditions; to prohibit more than one exemption for any person; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 173—**

BY SENATOR DUPRE AND REPRESENTATIVES BURNS, DOVE AND FUTRELL

**AN ACT**

To enact Subpart A of Part XI of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:194, all relative to state highways; to create the State Highway Construction Fund as a special fund in the state treasury; to provide for the deposit of monies into the fund; to provide for the uses of the monies in the fund; to provide for an effective date; and to provide for related matters.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original Senate Bill No. 173 by Senator Dupre

**AMENDMENT NO. 1**

On page 2, line 6, change "licensees" to "licenses"

On motion of Senator Ellington, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and recommitted to the Committee on Finance.

**SENATE BILL NO. 187—**

BY SENATORS ULLO, MCPHERSON AND DUPRE

**AN ACT**

To enact R.S. 56:805, relative to wildlife and fisheries; to provide relative to Elmer's Island; to provide certain terms, conditions and procedures; to authorize certain fees; to provide an effective date; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 187 by Senators Ullo, McPherson and Dupre

**AMENDMENT NO. 1**

On page 1, line 7 change "**§805. Elmer's Island; administration**" to "**§805. Elmer's Island; administration**"

**AMENDMENT NO. 2**

On page 1, between line 7 and 8, add "**R.S. 56:805 is all proposed new law.**"

**AMENDMENT NO. 3**

On page 1, line 8 through page 2, line 2 do not bold and underline the font appearance.

On motion of Senator Malone, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and recommitted to the Committee on Finance.

**SENATE BILL NO. 288—**

BY SENATOR SCHEDLER

**AN ACT**

To enact R.S. 47:322.37(B)(3), relative to the St. Tammany Parish Tourist and Convention Commission; to provide for the distribution of certain funds appropriated to the commission; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. On motion of Senator Fields, the bill was read by title, ordered engrossed, and passed to a third reading.

**SENATE BILL NO. 291—**

BY SENATOR MOUNT

**AN ACT**

To amend and reenact R.S. 32:5, relative to traffic control at parade events; to provide for the authority of certain parade marshals

to direct, control, or regulate traffic at parade events; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original Senate Bill No. 291 by Senator Mount

##### AMENDMENT NO. 1

On page 1, line 15, change "**direct control, or regulate**" to "**assist law enforcement officers in directing, controlling, or regulating**"

##### AMENDMENT NO. 2

On page 1, line 16, change "**is appointed**" to "**has been appointed by either the local governing authority or the local law enforcement office**"

On motion of Senator Ellington, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

#### **SENATE BILL NO. 298—** BY SENATOR SMITH

##### AN ACT

To enact R.S. 17:425.2, relative to payment for unused sick and annual leave of certain unclassified postsecondary education employees who continue in employment after becoming eligible for retirement; to provide for definitions; to provide for applicability; to provide conditions and limitations; to provide for an effective date; and to provide for related matters.

Reported without action by the Committee on Education.

On motion of Senator Theunissen, Senate Bill No. 298 was recommitted to the Committee on Retirement.

#### **SENATE BILL NO. 340—** BY SENATOR CHAISSON

##### AN ACT

To amend and reenact R.S. 56:1855(L), relative to scenic rivers; to provide relative to certain environmental remediation activities on Bayou Trepagnier; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. On motion of Senator Malone, the bill was read by title, ordered engrossed, and passed to a third reading.

#### **SENATE BILL NO. 358—** BY SENATOR BAJOE

##### AN ACT

To amend and reenact R.S. 19:136, 136.1(1), (3), and (4)(d), 136.2(B), 136.3(2) and (3)(a), 136.6 through 136.8, 136.9(B), and 136.11, to enact R.S. 19:136.12, and to repeal R.S. 19:136.1(4)(e) and 136.10, relative to the expropriation of blighted or abandoned property by the city of New Orleans; to provide for the applicability to redemptive periods; to provide relative to the definition of "abandoned property"; to provide

for notice to the owner; to provide for substantial rehabilitation and the payment of taxes and liens; to provide for the contents and notice of the petition for expropriation; to provide relative to the answer and opposition to the petition and for the waiver of defenses; to provide for the cancellation of inscriptions; to provide for the sale or transfer of expropriated property to third persons; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 358 by Senator Bajoe

##### AMENDMENT NO. 1

On page 4, line 25, after "been" delete "or are in the"

##### AMENDMENT NO. 2

On page 4, line 26, before "**substantially**" delete "process of being"

On motion of Senator Fields, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

#### **SENATE BILL NO. 363—** BY SENATOR HOLDEN

##### AN ACT

To release the city of Baker School Board from certain obligations owed by the school board to the state of Louisiana; to release and discharge the city of Baker School Board from the outstanding balance of certain debts owed by the state; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 363 by Senator Holden

##### AMENDMENT NO. 1

On page 1, delete line 4, and insert "from the interest owed to the state; to provide for a repayment schedule; to provide for an"

##### AMENDMENT NO. 2

On page 1, line 9, after "from the" delete the remainder of the line and insert "obligation to pay the interest owed to the Department"

##### AMENDMENT NO. 3

On page 2, line 1, after "the state pursuant" delete the remainder of the line and insert "to this Act"

##### AMENDMENT NO. 4

On page 2, delete lines 2 and 3, and insert: "shall not exceed Seventy-six Thousand One Hundred Seventy and No/100 (\$76,170.00) dollars.

C. The city of Baker School Board shall pay the remaining principal on its loan for start-up costs in ten equal annual

installments of Thirty-six Thousand Nine Hundred Sixty-five and 70/100 (\$36,965.70) dollars. The first equal annual installment shall be deferred until August 1, 2005. The remaining nine equal annual installments shall be due by August 1 of each year thereafter."

On motion of Senator Heitmeier, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

**SENATE BILL NO. 375—**

BY SENATOR MARIONNEAUX

**AN ACT**

To enact R.S. 56:115.1, relative to the definition of a legal buck deer; to provide for uniformity in regulations as to size and number of antlers which an antlered buck deer must possess in order to be legally taken; to provide for exceptions; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 375 by Senator Marionneaux

**AMENDMENT NO. 1**

On page 1, line 11, after "regulations" and before "for the" insert "adopted pursuant to the provisions of Title 56"

On motion of Senator Malone, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

**SENATE BILL NO. 385—**

BY SENATOR LENTINI

**AN ACT**

To amend R.S. 47:1979, relative to reporting of property owned by Tax Commission members; to provide for a deadline to submit assessments; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 385 by Senator Lentini

**AMENDMENT NO. 1**

On page 1, line 3, delete "to submit assessments" and insert "for the reporting"

**AMENDMENT NO. 2**

On page 1, line 9, change "as" to "has"

**AMENDMENT NO. 3**

On page 2, line 5, after "**47:1979(A)**" delete "**except that each member**" and insert "**and**"

**AMENDMENT NO. 4**

On page 2, line 7, after "**42:1102**" insert "**along with the assessment of such property shown on the appropriate assessment roll**"

On motion of Senator Mount, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

**SENATE BILL NO. 410—**

BY SENATOR BAJOE

**AN ACT**

To amend and reenact R.S. 19:132, 132.1(A), and 132.8, to rename Part III-C of Title 19 of the Louisiana Revised Statutes of 1950, relative to expropriations by the city of New Orleans; to provide for the expropriation of property needed for a street, drainage, water, utility, sewerage, or other capital project prior to judgment in the trial court fixing the amount of compensation due to the owner of the property; to provide for the application of existing expropriation laws; to provide for an effective date; to rename Part III-C of Title 19 of the Louisiana Revised Statutes of 1950, and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. On motion of Senator Fields, the bill was read by title, ordered engrossed, and passed to a third reading.

**SENATE BILL NO. 433—**

BY SENATOR THEUNISSEN AND REPRESENTATIVE PIERRE

**AN ACT**

To enact R.S. 36:610(J) and Subpart A-1 of Part VII of Chapter 1 of Title 56 of the Louisiana Revised Statutes of 1950, comprised of R.S. 56:360.1 through 360.3, relative to non-indigenous aquatic species; to create the Louisiana Aquatic Invasive Species Council and the Louisiana Aquatic Invasive Species Advisory Task Force; to provide for their powers, duties, functions, and responsibilities; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 433 by Senator Theunissen and Representative Pierre

**AMENDMENT NO. 1**

On page 4, line 5, delete "executive director" and insert "president"

**AMENDMENT NO. 2**

On page 4, line 10, delete "secretary of the Department of Wildlife and Fisheries" and insert "Louisiana Electric Utilities Association"

**AMENDMENT NO. 3**

On page 4, between lines 14 and 15 insert: "(27) The state veterinarian employed by the Department of Agriculture and Forestry.

(28) The state entomologist appointed by the commissioner of the Department of Agriculture and Forestry.

(29) The executive director of the State Soil and Water Conservation Committee.



(30) The director of horticulture and quarantine programs for the Department of Agriculture and Forestry."

On motion of Senator Malone, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

**SENATE BILL NO. 434—**  
BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 2:903(B), relative to airports; to provide relative to the General Aviation and Reliever Airport Maintenance Grant Program; to authorize the use of Transportation Trust Fund monies; to provide limitations; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original Senate Bill No. 434 by Senator Theunissen

AMENDMENT NO. 1

On page 1, line 11, after "program" and before the period "." insert "**provided state matching fund requirements for all Federal Aviation Administration grants for capital improvements, planning, and NAVAIDS have been satisfied**"

On motion of Senator Ellington, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

**SENATE BILL NO. 487—**  
BY SENATOR HEITMEIER

AN ACT

To amend R.S. 32:413(B), relative to licenses; to waive collection of any charges required for duplicate licenses under certain conditions; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original Senate Bill No. 487 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 2, change "waives" to "to waive"

AMENDMENT NO. 2

On page 1, line 9, after "**stolen**" insert "**as evidenced by a police report**"

On motion of Senator Ellington, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and recommitted to the Committee on Revenue and Fiscal Affairs.

**SENATE BILL NO. 596—**  
BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 38:1794(B)(2), relative to the compensation of members of the boards of commissioners of certain consolidated gravity drainage districts; to provide for an increase in the maximum per diem of such members; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 596 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 2, change "enact" to "amend and reenact" and change "38:1794(H)" to "38:1794(B)(2)"

AMENDMENT NO. 2

On page 1, delete line 7 and insert "Section 1. R.S.38:1794(B)(2) is hereby amended and reenacted to read as follows:"

AMENDMENT NO. 3

On page 1, delete lines 10 through 17 and insert the following:

"(B)(1) \* \* \*

(2) Members of the board of commissioners are authorized to receive compensation of not more than one hundred **fifty** dollars per day as determined by the board, for each day such member shall be in actual attendance upon the regular or special meeting of the board, not to exceed thirty-six days in one year, and may be reimbursed any expenses actually incurred in performing the duties imposed upon him by virtue of his appointment. Any increase in compensation or increase or reimbursement of any kind to members of the board of commissioners must be approved by a two-thirds vote of the members of the board after public hearing, which has been advertised in the official journal of the drainage district on at least two separate occasions within a period of fifteen days preceding the meeting at which the vote is taken.

\* \* \*

AMENDMENT NO. 4

On page 2, delete lines 1 and 2

On motion of Senator Fields, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

**SENATE BILL NO. 692—**

BY SENATORS BARHAM, CHEEK, CRAVINS, JONES, LENTINI AND MARIONNEAUX

AN ACT

To amend and reenact R.S. 14:329.6(E) and to enact Part XII of Chapter 9 of Title 23 of the Louisiana Revised Statutes of 1950 to be comprised of R.S. 23:1017 through 1017.6, relative to offenses affecting the public; to require employers of first responders to homeland security emergencies to maintain the employment, pay rate levels, pensions, and benefits for those first responders; and to provide for related matters.

Reported with amendments by the Committee on Labor and Industrial Relations.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original Senate Bill No. 692 by Senator Barham

**AMENDMENT NO. 1**

On page 1 line 2, after "(E)" add " and to enact Part XII of Chapter 9 of Title 23 of the Louisiana Revised Statutes of 1950 to be comprised of R.S. 23:1017 through 1017.6"

**AMENDMENT NO. 2**

On page 2, line 2, after "declared" insert "by the governor pursuant to R.S. 29:724 et. seq."

**AMENDMENT NO. 3**

On page 2, line 2, after "responders" and before "," insert "who are members of a state or local office of homeland security and emergency preparedness"

**AMENDMENT NO. 4**

On page 2 between lines 12 and 13, insert the following:

\* \* \*

Section 2. Part XII of Chapter 9 of Title 23 of the Louisiana Revised Statutes of 1950, comprised of R.S. 23:1017.1 through 1017.6, is hereby enacted to read as follows:

**PART XII. VOLUNTEER FIRST RESPONDERS TO  
LOUISIANA HOMELAND SECURITY  
EMERGENCY ASSISTANCE AND DISASTER SERVICE**

**Part XII is all proposed new law.**

**§1017.1 Definitions**

**R.S. 23:1017.1 is all proposed new law.**

Unless the context clearly indicates otherwise, the following words and terms, when used in this Part, shall have the following meanings:

(1) "Benefit" means any advantage, profit, privilege, gain, status, account or interest other than wages or salary for work performed that accrues by reason of the employment or an employer policy, plan or practice that includes rights and benefits under a pension plan, insurance coverage, vacation, or employee stock ownership plan.

(2) "Compensation" means normal or regular base pay, but does not include overtime, per diem, differential pay or any other allowance for expenses incurred.

(3) "Disability" means a physical or mental impairment, which substantially limits one or more of the major life activities including but not limited to: caring for ones' self, walking, hearing, speaking, breathing, learning, performing manual tasks and earning a living.

(4) "Employee" means any person employed by any private or public employer including an elected or appointed official.

(5) "Essential functions" means the fundamental job duties of the employment position the disabled person held or desires.

(6) "First responder" means a volunteer engaged in activities involving the office of homeland security and emergency preparedness pursuant to R.S. 29:721 et. seq. and first responders as defined in R.S. 40:1231 including, but not limited to, medical personnel, emergency and medical technicians, volunteer firemen, auxiliary law enforcement officers and members of the Civil Air Patrol.

(7) "Reasonable accommodation" means those actions taken by the employer including, but not limited to, training, changes to work schedule, job reassignment or modification, or physical modification to the work station that do not place an undue hardship on the employer or pose a direct threat or significant risk to the health and safety of the individual or others. Undue hardships are those actions requiring significant difficulty or expense, when considered in light of the nature and cost of the actions needed to provide reasonable accommodation.

(8) "State of emergency" exists when the governor or his designee issues a proclamation and requirement that volunteer first responders report for active duty. Active duty is considered ended when the governor or his designee proclaims that a state of emergency no longer exists or releases all volunteer first responders from duty.

**§1017.2 Leave status**

**R.S. 23:1017.2 is all proposed new law.**

An employee who leaves employment in order to perform the duties of a first responder pursuant to this Part shall be treated as being on temporary leave of absence subject to the terms and conditions of the employer's stated policy regarding leaves of absence and provided that he applies for reemployment in accordance with R.S. 23:1017.3.

**§1017.3 Reemployment**

**R.S. 23:1017.3 is all proposed new law.**

A. Any person called to duty by or pursuant to an operations plan of the office of homeland security and emergency preparedness shall, upon his release from duty or recovery from disease or injury resulting from such activities, be reinstated in or restored to the same or comparable position of employment. Such position or a comparable position will be at no less compensation, seniority, status or benefits than that he was receiving at the time of the call to duty. However, if the person is not qualified or capable of performing the essential functions and duties of the same position by reason of disability sustained during his call of duty, but is otherwise qualified by reason of education, training, or experience to perform another position in the employ of the employer, the employer shall employ such person in that other or comparable position, the essential functions and duties of which he is physically capable and qualified to perform that will provide like seniority, status, benefits and compensation provided the employment does not pose a direct threat or significant risk to the health and safety of the individual or others that cannot be eliminated by reasonable accommodation. This Section shall not apply to a temporary position held at the time of the call to duty.

B. Each person released from duty shall report to his place of employment within seventy-two hours after his release from duty or recovery from disease or injury resulting from his activities. Failure to report shall be considered a voluntary resignation from employment with the employer, and the provisions of this Section shall not be applicable.

C. Any person who is restored to a position in accordance with the provisions of this Section shall be so restored in such manner as to give him such status in his employment as he would have enjoyed if he had continued in such employment continuously from the time of his call to duty to the time of his restoration to such employment.

D. If any employer fails or refuses to comply with the provisions of this Section the Department of Labor or the director of the Department of Civil Service shall render aid and assistance in the reinstatement of persons to their positions in accordance with the provisions of this Section.

E. It shall not be a violation of this Section if the employer's circumstances have so changed as to make such reemployment impossible or unreasonable or such employment would impose an undue hardship on the employer or the returning employee refuses the employment position offered.

§1017.4 Benefits

**R.S. 23:1017.4 is all proposed new law.**

For purposes of benefits furnished by the employer and participated in by the employee at the time of departure, such leave of absence shall not be considered a break in employment for purposes of seniority or length of service or for benefits programs offered by that employer. Continuation of those benefits requiring the employee's contribution or co-payments will be subject to the stated terms and conditions of the benefit plans and are subject to the federal or state laws governing defined employee benefit plans.

§1017.5 Pay

**R.S. 23:1017.5 is all proposed new law.**

Temporary leave from employment for participation in activities of the office of homeland security and emergency preparedness or pursuant to a plan of operation of that office shall be considered to be unpaid leave by the employer. However, the provisions of this Section shall not prohibit an employer from paying compensation to an employee on leave pursuant to this Part. An employee may, with agreement by the employer, use any amount or combination of accrued or eligible paid leave, vacation, sick leave or compensatory leave standing to his credit during his term of service under this Part.

§1017.6 Notice to Employers

**R.S. 23:1017.6 is all proposed new law.**

First responders shall give notice to employers of their call to service as soon as practical including day of departure, as well as probable length or duration of service under this Part."

**AMENDMENT NO. 5**

On page 6 line 2, after "Section" and before ".", change "2" to "3".

On motion of Senator Holden, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

**SENATE BILL NO. 715—**

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 32:407(A)(2)(a) and (3), relative to drivers' licenses of minors; to provide relative to Class "E" learner's and intermediate drivers' licenses; to provide restrictions; to provide for certain authorized persons to be in a vehicle once the driver has obtained an intermediate license during a certain time period; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways, and Public Works.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Original Senate Bill No. 715 by Senator Dupre

**AMENDMENT NO. 1**

On page 2, line 25, change "**at any time**" to "**after 7:00 p.m.**"

On motion of Senator Ellington, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

**SENATE BILL NO. 740—**

BY SENATOR FIELDS

AN ACT

To enact R.S. 17:7(13), relative to the duties, functions, and responsibilities of the State Board of Elementary and Secondary Education; to provide with regard to the development of certain curricular elements; to provide with regard to inclusion of certain topics; and to provide for related matters.

Reported favorably by the Committee on Education. On motion of Senator Nevers, the bill was read by title, ordered engrossed, and passed to a third reading.

**SENATE BILL NO. 743—**

BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 29:655(D) and the introductory paragraph of 657(A), relative military affairs; to provide certain benefits for Civil Air Patrol members who are injured or killed or become ill during performance of their duties; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways, and Public Works. On motion of Senator Ellington, the bill was read by title, ordered engrossed, and passed to a third reading.

**SENATE BILL NO. 745—**

BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 33:106, relative to the general powers and duties of parish and municipal planning commissions; to change the authority of a parish or municipality planning commission to adopt a master plan from mandatory to permissive; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. On motion of Senator Fields, the bill was read by title, ordered engrossed, and passed to a third reading.

**Senate Resolutions  
on Second Reading  
Reported by Committees**

The following Senate Resolutions reported by Committees were taken up and acted upon as follows:

**SENATE RESOLUTION NO. 17—**

BY SENATOR ROMERO

A RESOLUTION

To urge and request the governor to include within the budget an amount of not less than three hundred thousand dollars to assist Louisiana shrimpers in their efforts with the Southern Shrimp Alliance.

Reported favorably by the Committee on Natural Resources.

The resolution was read by title. On motion of Senator Romero, the resolution was adopted.

**SENATE RESOLUTION NO. 24—**

BY SENATOR BARHAM

**A RESOLUTION**

To urge and request the Louisiana congressional delegation to work to permanently abolish the federal death tax.

Reported favorably by the Committee on Revenue and Fiscal Affairs.

The resolution was read by title. On motion of Senator Barham, the resolution was adopted.

**SENATE RESOLUTION NO. 25—**

BY SENATOR BARHAM

**A RESOLUTION**

To urge and request the Louisiana congressional delegation to work to make certain federal tax cuts permanent.

Reported favorably by the Committee on Revenue and Fiscal Affairs.

The resolution was read by title. On motion of Senator Barham, the resolution was adopted.

**Senate Concurrent Resolutions  
on Second Reading  
Reported by Committees**

The following Senate Concurrent Resolutions reported by Committees were taken up and acted upon as follows:

**SENATE CONCURRENT RESOLUTION NO. 9—**

BY SENATOR B. GAUTREAUX

**A CONCURRENT RESOLUTION**

To add two members to the Louisiana State Seafood Industry Advisory Board increasing the size of the board from twenty-three to twenty-five voting and non-voting members.

Reported favorably by the Committee on Natural Resources.

The resolution was read by title. Senator B. Gautreaux moved to adopt the Senate Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler

Cravins  
Dardenne  
Duplessis  
Total—38

Irons  
Jackson  
Jones

Smith  
Theunissen

**NAYS**

Total—0

**ABSENT**

Ullo  
Total—1

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

**SENATE CONCURRENT RESOLUTION NO. 22—**

BY SENATOR MALONE

**A CONCURRENT RESOLUTION**

To urge and request the commissioner of conservation to seek agreement with bordering states, for their providing of timely notification to Louisiana prior to certain oil and gas activity near the state boundary.

Reported favorably by the Committee on Natural Resources.

The resolution was read by title. Senator Malone moved to adopt the Senate Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	
Total—38		

**NAYS**

Total—0

**ABSENT**

Ullo  
Total—1

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

**SENATE CONCURRENT RESOLUTION NO. 25—**  
BY SENATOR MCPHERSON**A CONCURRENT RESOLUTION**

To urge and request The Honorable Kathleen Babineaux Blanco, Governor of the state of Louisiana, to direct the state land office to complete within the next four years an inventory of the waterbottoms in this state, and to provide sufficient funding through appropriations or other means for the accomplishment of this urgent and crucial task.

Reported favorably by the Committee on Natural Resources.

The resolution was read by title. Senator McPherson moved to adopt the Senate Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	
Total—38		

**NAYS**

Total—0

**ABSENT**

Ullo

Total—1

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

**Motion to Recommit**

Senator Hines asked for and obtained a suspension of the rules and recommitted House Bill No. 1363 from the Committee on Judiciary B to the Committee on Health and Welfare.

**Rules Suspended**

Senator Hines asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 1140 from the Committee on Health and Welfare.

**HOUSE BILL NO. 1140 (Duplicate of Senate Bill No. 674)—**  
BY REPRESENTATIVE DURAND AND SENATOR HINES  
**AN ACT**

To enact R.S. 37:1360.31(B)(8), relative to physician assistants; to provide for prescriptive authority under certain circumstances; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Hines sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Conforming Amendments proposed by Senator Hines to Reengrossed House Bill No. 1140 by Representative Durand (Duplicate of Senate Bill No. 674)

**AMENDMENT NO. 1**

On page 1, line 2, between "relative to" and "physician" insert the following: "prescriptive authority for"

**AMENDMENT NO. 2**

On page 1, line 2, between "for" and "prescriptive" insert "such"

**AMENDMENT NO. 3**

On page 1, line 3, between "authority" and "under" insert "for physician assistants"

**AMENDMENT NO. 4**

On page 1, between lines 11 and 12, insert the following:  
"(1) \* \* \*

**AMENDMENT NO. 5**

On page 1, delete lines 16 and 17 in their entirety and insert in lieu thereof the following: "of one year under a supervising physician. Drugs which"

**AMENDMENT NO. 6**

On page 2, line 1, delete "The" and delete lines 2 through 4 in their entirety.

On motion of Senator Hines, the amendments were adopted.

Under the provisions of Joint Rule No. 5, the amended bill, which is a duplicate of Senate Bill No. 674, was read by title and referred to the Legislative Bureau.

**Senate Bills and Joint Resolutions on  
Third Reading  
and Final Passage**

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

**SENATE BILL NO. 491—**  
BY SENATOR CRAVINS**AN ACT**

To amend and reenact R.S. 46:1941.1, 1941.2, 1941.5, and 1941.8, and to repeal R.S. 46:1941.3(1), 1941.4, 1941.6, 1941.7, 1941.9 through 1941.13, relative to youth services; to provide for the creation of youth services planning boards; to provide for the

purpose of such boards; to provide with respect to membership; to repeal provisions of law providing for parish youth services programs; to repeal provisions providing for parish youth services subsidy program; and to provide for related matters.

On motion of Senator Cravins, the bill was read by title and returned to the Calendar, subject to call.

**SENATE BILL NO. 538—**

BY SENATORS CAIN AND HAINKEL

**AN ACT**

To amend and reenact R.S. 22:228.1(B)(7), (8), (9), (10), (11), (12), and (C) and to enact R.S. 22:228.1(B)(13) and (14), relative to health insurance; to define health savings accounts and high deductible health plans; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Lentini sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 538 by Senator Cain

**AMENDMENT NO. 1**

On page 2, line 2, following "U.S.C.A." change "\$222" to "\$220"

On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator Hainkel moved final passage of the amended bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	
Total—38		

**NAYS**

Total—0

**ABSENT**

Ullo

Total—1

The Chair declared the amended bill was passed. The title was read and adopted. Senator Hainkel moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**SENATE BILL NO. 592—**

BY SENATORS CHAISSON AND AMEDEE

**AN ACT**

To amend and reenact Code of Evidence Article 412.2(A), relative to evidence; to provide for the introduction of certain crimes, wrongs, and acts in sex offense cases; and to provide for related matters.

The bill was read by title. Senator Chaisson moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	
Total—38		

**NAYS**

Total—0

**ABSENT**

Ullo

Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Chaisson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**SENATE BILL NO. 603—**

BY SENATOR MCPHERSON

**AN ACT**

To amend and reenact R.S. 46:2136.2(F), relative to Domestic Abuse Assistance, to provide for the Louisiana Protective Order Registry; to provide for release of information from the Protective Order Registry to the Department of Health and Hospitals, bureau of protective services, the Governor's Office of Elderly Affairs, elderly protective services, and the office of the attorney general; and to provide for related matters.

The bill was read by title. Senator McPherson moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	

Total—38

**NAYS**

Total—0

**ABSENT**

Ullo

Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator McPherson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**SENATE BILL NO. 679—**

BY SENATORS CHAISSON AND AMEDEE AND REPRESENTATIVE FUTRELL

**AN ACT**

To amend and reenact R.S. 14:98(D)(1) and (3), (E)(1) and (3), and (I), relative to operating a vehicle while intoxicated; to provide with respect to the criminal penalties for third, fourth, and subsequent offenses of operating a vehicle while intoxicated; to provide for the court's discretion in suspending a portion of the criminal sentence for third, fourth, and subsequent offenses; to provide for the court's discretion in ordering an offender to substance abuse treatment and home incarceration; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Chaisson sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Chaisson to Engrossed Senate Bill No. 679 by Senator Chaisson

**AMENDMENT NO. 1**

On page 3, line 12, after "Corrections" and before the period "." insert the following: **"for the first six months, after the first six months, the level of supervision will be determined by the Department based upon a risk assessment instrument"**

On motion of Senator Chaisson, the amendments were adopted.

**Floor Amendments Sent Up**

Senator Chaisson sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Chaisson to Engrossed Senate Bill No. 679 by Senator Chaisson

**AMENDMENT NO. 1**

On page 4, line 19, between "offender" and "**may**" insert "**shall be fined five thousand dollars and**"

**AMENDMENT NO. 2**

On page 4, line 22, change "and" to a period "." and delete line 23.

On motion of Senator Chaisson, the amendments were adopted.

The bill was read by title. Senator Chaisson moved final passage of the amended bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Schedler
Cheek	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Jackson	
Duplessis	Jones	

Total—37

**NAYS**

Total—0

**ABSENT**

Romero

Ullo

Total—2

The Chair declared the amended bill was passed. The title was read and adopted. Senator Chaisson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**SENATE BILL NO. 690—**

BY SENATORS HINES, JACKSON, BAJOE, N. GAUTREAUX, MCPHERSON AND SCHEDLER

**AN ACT**

To enact Part LXI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.222 through 1300.227, relative to federally qualified health centers and rural health clinics; to authorize the Department of Health and Hospitals to develop and implement a long-term plan to

encourage expansion and development of federally qualified health centers and rural health clinics; to provide findings; to provide definitions; to provide for reports to the legislature; to provide for rules and regulations; and to provide for related matters.

On motion of Senator Hines, the bill was read by title and returned to the Calendar, subject to call.

**SENATE BILL NO. 726—**  
BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 51:2378(A) and the introductory paragraph of (B), 2382(B)(1),(2),(5),(6), and (7), and 2383(C), and to enact R.S. 51:2378(B)(14) and (15), (C)(15) and (16), and, 2381(C), and 2383(13), (14), (15), (16), (17), (18), (19), (20), (21), and (22), relative to the Louisiana Economic Development Council; to increase the membership of the council; to provide for reports by the council to the legislature; to appoint certain subcommittees of the council; to increase the cabinet advisory group on economic development; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Lentini sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 726 by Senator Hollis

AMENDMENT NO. 1

On page 1, lines 4 and 12, following "2383" and before "(13)" insert "(A)"

AMENDMENT NO. 2

On page 2, between lines 15 and 16, insert "\* \* \*"

AMENDMENT NO. 3

On page 2, line 25, following start of line and before "and International affairs" change "Protections" to "Protection"

AMENDMENT NO. 4

On page 5, line 4, following "Revenue" insert "."

On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator Hollis moved final passage of the amended bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone

Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Schedler
Cheek	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Jackson	
Duplessis	Jones	
Total—37		

NAYS

Total—0

ABSENT

Romero	Ullo
Total—2	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Hollis moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**SENATE BILL NO. 732—**  
BY SENATORS CAIN AND HAINKEL

AN ACT

To amend and reenact R.S. 22:627(A)(2), 1257, 1258, 1259, 1262.1(B)(1) and (E), the introductory paragraph of R.S. 22:1263, and R.S. 22:1267(A), relative to surplus lines insurance; to require that the premium and premium tax on a surplus lines policy be separately stated on the policy declaration page; to provide for printing of an endorsement on the insurance contract and for the display of such endorsement; to remove requirements that certain insurers file affidavits as to passage of Insurance Regulatory Information Systems tests; to remove the commissioner's authority to remove an insurer from the list of approved unauthorized insurers if the insurer is designated a first, second, or third priority company by failing to pass certain prescribed tests of the Insurance Regulatory Information Systems; to remove the requirement that a surplus line broker keep an office in this state and removes the authority of the commissioner to revoke such insurer's license for failure to maintain such office in the state; to remove the commissioner's authority to revoke a surplus lines broker's license for failure to maintain the required bond or other security requirements; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Lentini sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 732 by Senator Cain

AMENDMENT NO. 1

On page 1, line 12, following "and" and before "the" change "removes" to "remove"

AMENDMENT NO. 2



On page 2, line 17, delete "\* \* \*"

On motion of Senator Lentini, the amendments were adopted.

### Floor Amendments Sent Up

Senator Cain sent up floor amendments which were read.

### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Engrossed Senate Bill No. 732 by Senator Cain

#### AMENDMENT NO. 1

On page 5, line 13, change "during the period" to "as"

On motion of Senator Cain, the amendments were adopted.

The bill was read by title. Senator Hainkel moved final passage of the amended bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Hainkel	Nevers
Cain	Heitmeier	Romero
Chaisson	Holden	Schedler
Cheek	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Jackson	
Duplessis	Jones	
Total—37		

#### NAYS

Total—0

#### ABSENT

Marionneaux	Ullo
Total—2	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Hainkel moved to reconsider the vote by which the bill was passed and laid the motion on the table.

#### **SENATE BILL NO. 744—** BY SENATOR FIELDS

#### AN ACT

To amend and reenact R.S. 16:11(A)(2), relative to the annual salary of assistant district attorneys payable by the state; to authorize certain district attorneys to reallocate the total amount fixed for the annual salary of their assistant district attorneys; and to provide for related matters.

The bill was read by title. Senator Fields moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	
Total—38		

#### NAYS

Total—0

#### ABSENT

Ullo
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Fields moved to reconsider the vote by which the bill was passed and laid the motion on the table.

#### **SENATE BILL NO. 754—** BY SENATOR HINES

#### AN ACT

To amend and reenact R.S. 37:1701, 2366, and 2367 and to enact Part II of Chapter 28 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:2371 through 2378, relative to medical psychologists to prescribe drugs; to provide for other related powers and duties; to provide for definitions; to provide for the duties of the medical psychologist; to provide for a medical psychologist giving directions to certain other health care providers; to provide for qualifications for medical psychologists and the requirements for certification; to provide for renewal of the certificate; to prohibit issuance of a prescription by a psychologist who is not a medical psychologist certified to prescribe; to provide a penalty for violations; to provide for prescribing practices; to provide for controlled substance prescriptive authority; to provide for coordination with the Louisiana Board of Pharmacy; to provide for designation of existing law; to provide for effective date; and to provide for related matters.

On motion of Senator Hines, the bill was read by title and returned to the Calendar, subject to call.

### Senator Bajoie in the Chair

On motion of Senator Hines the Senate considered nominations for Louisiana's Legislative Auditor.

**Election of Legislative Auditor**

Senator Hines placed in nomination the name of Mr. Steve Theriot.

Senator Dardenne placed in nomination the name of Mr. Allen Brown.

On motion of Senator Jones the nominations were closed.

**ROLL CALL**

A voice roll call was taken with the following result:

**STEVE THERIOT**

Mr. President	Duplessis	Hollis
Adley	Dupre	Irons
Amedee	Ellington	Jackson
Bajoie	Fields	Jones
Boasso	Fontenot	Kostelka
Boissiere	Gautreaux, B	Lentini
Cain	Gautreaux, N	Marionneaux
Chaisson	Hainkel	McPherson
Cheek	Heitmeier	Nevers
Cravins	Holden	
Total—29		

**ALLEN BROWN**

Barham	Mount	Theunissen
Dardenne	Schedler	
Malone	Smith	
Total—7		

**ABSENT**

Michot	Romero	Ullo
Total—3		

The Chair declared the Senate voted to elect Mr. Steve Theriot as Louisiana's Legislator Auditor.

**Mr. President in the Chair****Messages from the House**

The following Messages from the House were received and read as follows:

**Messages from the House  
NOTICE OF ELECTION OF NOMINEE**

April 20, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has voted to elect Mr. Steve Theriot as Louisiana's Legislative Auditor.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Senate Bills and Joint Resolutions on  
Third Reading and Final Passage,  
Subject to Call**

The following Senate Bills and Joint Resolutions on third reading and final passage, subject to call, were taken up and acted upon as follows:

**Called from the Calendar**

Senator Fields asked that Senate Bill No. 98 be called from the Calendar at this time for its final passage.

**SENATE BILL NO. 98—**

BY SENATOR FIELDS

**AN ACT**

To amend and reenact R.S. 13:992.1(D), relative to judicial expense funds of district courts; to provide relative to the building fund of the Nineteenth Judicial District; to provide relative to the construction of a new facility in such district; to extend the time limit for accepting bids for such facility; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Dardenne sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senators Dardenne and Fields to Engrossed Senate Bill No. 98 by Senator Fields

**AMENDMENT NO. 1**

On page 1, line 2, after "13:992.1" and before "(D)" insert "(C) and"

**AMENDMENT NO. 2**

On page 1, line 7, after "13:992.1" and before "(D)" insert "(C) and"

**AMENDMENT NO. 3**

On page 1, line 7, delete "is" and insert "are"

**AMENDMENT NO. 4**

On page 1, between lines 9 and 10, insert the following:

**"C. Solely for the purposes of this Section, there is hereby created the Nineteenth Judicial District Court Building Commission which shall be deemed to be a public commission solely for purposes of Chapter 17-D of Title 39 of the Louisiana Revised Statutes of 1950, or amended (Office Facilities Corporation). The judges, en banc, of the Nineteenth Judicial District Court shall serve as the board of commissioners thereof. The commission shall be a public corporation with power to contract, administer the proceeds of the costs and charges authorized in this Section, lease, sublease and**

otherwise provide for the construction, equipping, maintenance and operation of a new courthouse for the Nineteenth Judicial District Court and to pledge and dedicate the receipts of the courthouse construction fund created hereby for the payment of any lease or sublease obligation relative thereto. The commission shall elect a chairman and vice chairman. The judicial administrator for the Nineteenth Judicial District Court shall serve as secretary-treasurer for the commission. Notwithstanding any other law to the contrary, issues regarding ownership and liability for maintenance and operation expenses of the new courthouse shall be provided for between the commission and East Baton Rouge Parish in a lease or sublease of the courthouse to the commission or by a cooperative endeavor agreement prior to the awarding of the contract for construction of the new courthouse. The monies generated pursuant to this Section shall be forwarded by the clerk of court and sheriff to the department of finance for East Baton Rouge Parish and shall be placed within a separate account within the judicial expense fund created under the provisions of R.S. 13:992 fiscal agent bank chosen by the commission to be held in the courthouse construction fund. Any funds currently on deposit to the separate account of the judicial expense fund from the costs and charges authorized by this Section shall be transferred at the discretion of the commission to the courthouse construction fund held by the commission's fiscal agent. These monies deposited to the courthouse construction fund shall be dedicated to the design, planning, feasibility, acquisition, construction, equipping, operating, and maintaining a new facility to house the Nineteenth Judicial District Court, the Family Court of East Baton Rouge Parish, the offices of the clerk of court for the Nineteenth Judicial District, and such other ancillary agencies as may be necessary. No monies generated pursuant to this Section shall be used for payment of any bonded indebtedness involving site acquisition or construction of a new facility unless approved by the Joint Legislative Committee on the Budget and the State Bond Commission. For the purposes of this Section, "equipping" shall include but not be limited to expenditures for the purchase and maintenance of computer software and hardware for the agencies housed in the judicial facility."

On motion of Senator Dardenne, the amendments were adopted.

The bill was read by title. Senator Fields moved final passage of the amended bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Cain	Heitmeier	Mount
Chaisson	Holden	Nevers
Cheek	Hollis	Romero
Cravins	Jackson	Schedler
Dardenne	Jones	Smith

Dupre  
Total—33

Kostelka                      Theunissen

NAYS

Boissiere  
Total—2

Hainkel

ABSENT

Bajoie  
Duplessis  
Total—4

Irons

Ullo

The Chair declared the amended bill was passed. The title was read and adopted. Senator Fields moved to reconsider the vote by which the bill was passed and laid the motion on the table.

### Called from the Calendar

Senator Schedler asked that Senate Bill No. 493 be called from the Calendar at this time for its final passage.

#### SENATE BILL NO. 493—

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 46:2721 and to rename Chapter 56 of Title 46 of the Louisiana Revised Statutes of 1950, relative to funds; to abolish the Medicaid School-Based Administrative Claiming Trust Fund; to provide for certain reimbursable claims to public schools; to provide for an effective date; and to provide for related matters.

### Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 493 by Senator Schedler

#### AMENDMENT NO. 1

On page 2, line 20 following "and" and before "provide" insert "to"

On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator Schedler moved final passage of the amended bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. President	Dupre	Jones
Adley	Ellington	Kostelka
Amedee	Fields	Lentini
Bajoie	Fontenot	Malone
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot

Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Total—36		

NAYS

Total—0

ABSENT

Duplessis	Marionneaux	Ullo
Total—3		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Schedler moved to reconsider the vote by which the bill was passed and laid the motion on the table.

### Called from the Calendar

Senator Schedler asked that Senate Bill No. 496 be called from the Calendar at this time for its final passage.

#### SENATE BILL NO. 496— BY SENATOR SCHEDLER

AN ACT

To designate a portion of Interstate 10 from the Mississippi State Line as the Stephen E. Ambrose Memorial Highway; and to provide for related matters.

### Floor Amendments Sent Up

Senator Schedler sent up floor amendments which were read.

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Engrossed Senate Bill No. 496 by Senator Schedler

#### AMENDMENT NO. 1

On page 1, lines 3 and 7, after "Memorial" change "Highway" to "Parkway"

#### AMENDMENT NO. 2

On page 1, line 8, change "naming" to "designation"

On motion of Senator Schedler, the amendments were adopted.

The bill was read by title. Senator Schedler moved final passage of the amended bill.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone

Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Nevers
Boissiere	Hainkel	Romero
Cain	Holden	Schedler
Chaisson	Hollis	Smith
Cheek	Irons	Theunissen
Cravins	Jackson	
Dardenne	Jones	
Total—34		

NAYS

Total—0

ABSENT

Duplessis	Marionneaux	Ullo
Heitmeier	Mount	
Total—5		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Schedler moved to reconsider the vote by which the bill was passed and laid the motion on the table.

### Called from the Calendar

Senator McPherson asked that Senate Bill No. 117 be called from the Calendar at this time for its final passage.

#### SENATE BILL NO. 117— BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 56:39, relative to wildlife violations; to provide an additional penalty for violations involving wildlife; to provide for the collection, deposit, and use of funds derived from the additional penalty; and to provide for related matters.

### Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 117 by Senator McPherson

#### AMENDMENT NO. 1

Delete the Senate Floor Amendment No. 2 proposed by Senator McPherson and adopted by the Senate on April 7, 2004.

#### AMENDMENT NO. 2

On page 1, line 2, change "56:39" to "56:31.1(E) and 39"

#### AMENDMENT NO. 3

On page 1, line 2, after "provide" delete the remainder of the line and delete lines 3 and 4 in their entirety and insert in lieu thereof the following: "for the use of the first two dollars of any penalty or fine imposed for violations involving fish and wildlife in the state; to create the Fish and Wildlife Violations Reward Fund as a special fund in the state treasury; to provide for appropriations from the fund and for the use of monies in the fund; to authorize the Department of

Wildlife and Fisheries to execute a cooperative endeavor agreement to administer and implement a fish and wildlife reward program; and to provide for related matters."

#### AMENDMENT NO. 4

On page 1, line 6, after "Section 1." change "R.S. 56:39 is" to "R.S. 56:31.1(E) and 39 are"

#### AMENDMENT NO. 5

On page 1, between lines 6 and 7, insert the following:

"§31.1. Civil penalties; assessments; posting of bond; forfeiture; dedication of funds collected

\* \* \*

E. ~~As~~ **Except as provided in R.S. 56:39, all** revenues generated from class one violations shall be immediately deposited to the credit of the conservation fund of the Department of Wildlife and Fisheries to be used solely for costs associated with salaries and related benefits of enforcement agents and with the hiring and equipping of additional enforcement agents, providing a uniform cleaning allowance for field personnel, and administering the class one civil penalty program.

\* \* \*

#### AMENDMENT NO. 6

On page 1, line 7, after "fish;" delete the remainder of the line and delete line 8 in its entirety and insert in lieu thereof the following:

**"Fish and Wildlife Violations Reward Fund, creation and use of fund monies"**

#### AMENDMENT NO. 7

On page 1, delete lines 13 through 17 in their entirety and insert in lieu thereof the following:

#### **"R.S. 56:39(B) is all proposed new law.**

B.(1)(a) Notwithstanding any other provision of law to the contrary, the first two dollars of any penalty or fine imposed for a violation of any provision of this Title shall be paid, monthly, into the state treasury for deposit into the Fish and Wildlife Violations Reward Fund, hereinafter referred to as the "fund", which is hereby created, as a special fund, in the state treasury.

(b) Payment of the first two dollars of any such penalty or fine imposed for a violation of a provision of this Title shall not be suspended.

(2) Out of the funds remaining in the Bond Security and Redemption Fund after a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state that become due and payable within a fiscal year, the treasurer in each fiscal year shall pay into the fund an amount equal to the total amount of monies received from the first two dollars of any penalty or fine imposed pursuant to Paragraph (1) of this Subsection.

#### **R.S. 56:39(C) is all proposed new law.**

C. All unexpended and unencumbered monies in the fund at the end of a fiscal year shall remain in the fund and be available for appropriation in the next fiscal year in the same manner as allocated herein. Monies in the fund shall be invested as provided by law. Interest earned on the investment of monies in the fund shall be credited to the state general fund.

#### **R.S. 56:39(D) is all proposed new law.**

D. Subject to appropriation by the legislature, monies in the fund shall be used solely by the Department of Wildlife and Fisheries to pay rewards to individuals who provide information to the

department on criminal activity, to operate a hotline to be used to receive such information, and such other purposes directly related to obtaining information on criminal activities involving the fish and wildlife of the state.

#### **R.S. 56:39(E) is all proposed new law.**

E.(1) No person shall be required to disclose, by way of testimony or otherwise, a privileged communication between a person who submits a report of alleged criminal activity to the department or a nonprofit entity pursuant to this Section and the person who accepts the report on behalf of the department or nonprofit entity or to produce, under subpoena, any records, documentary evidence, opinions, or decisions relating to such privileged communication:

(a) In connection with any criminal case or proceeding.

(b) By way of any discovery procedure.

(2) Any person arrested or charged with a criminal offense may petition the court for an in camera inspection of the records of a privileged communication concerning such person made to the department. The petition shall allege facts showing that such records would provide evidence favorable to the defendant and relevant to the issue of guilt or punishment. If the court determines that the person is entitled to all or any part of such records, it may order production and disclosure as it deems appropriate.

(3) As used in this Section, "privileged communication" means a statement by any person, in any manner whatsoever, to the department for the purpose of reporting alleged criminal activity. Privileged communication shall include a statement by a person, in any manner whatsoever, to a nonprofit entity administering and implementing the department's fish and wildlife reward program pursuant to a cooperative endeavor agreement with the department.

#### **R.S. 56:39(F) is all proposed new law.**

F. The department may execute a cooperative endeavor agreement with any nonprofit entity to administer and implement its fish and wildlife rewards program. All public monies utilized pursuant to such cooperative endeavor agreement shall be subject to audit and oversight by the legislative auditor."

#### AMENDMENT NO. 8

On page 2, delete lines 1 through 22 in their entirety.

On motion of Senator McPherson, the amendments were adopted.

The bill was read by title. Senator McPherson moved final passage of the amended bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Cain	Holden	Romero
Chaisson	Hollis	Schedler

Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	
Dupre	Kostelka	
Total—37		
	NAYS	
Total—0		
	ABSENT	
Duplessis	Ullo	
Total—2		

The Chair declared the amended bill was passed. The title was read and adopted. Senator McPherson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Called from the Calendar**

Senator B. Gautreaux asked that Senate Bill No. 161 be called from the Calendar at this time for its final passage.

**SENATE BILL NO. 161—**

BY SENATOR B. GAUTREAUX

**AN ACT**

To enact Part XVI of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:559.1 through 559.9, and R.S. 36:629(Q), relative to the Louisiana Aquatic Chelonian Research and Promotion Board; to provide for definitions; to provide for the composition, powers, and duties of the board; to provide for the powers of the commissioner of agriculture and forestry; to provide for a referendum for imposition of assessments and authorization for certain activities; to provide for the collection and disbursement of assessments; to provide for violations and penalties; and to provide for related matters.

**Floor Amendments Sent Up**

Senator B. Gautreaux sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator B. Gautreaux to Engrossed Senate Bill No. 161 by Senator B. Gautreaux

**AMENDMENT NO. 1**

On page 2, line 14, change "Commissioner of Agriculture" to "commissioner of agriculture" and on line 15 change "Forestry" to "forestry"

**AMENDMENT NO. 2**

On page 5, line 19, change "Adopt" to "To adopt"

**AMENDMENT NO. 3**

On page 5, line 21, change "Administer" to "To administer"

**AMENDMENT NO. 4**

On page 5, line 23, change "Collect" to "To collect"

**AMENDMENT NO. 5**

On page 5, line 26, change "Seek" to "To seek"

**AMENDMENT NO. 6**

On page 5, line 29, change "Institute" to "To institute"

**AMENDMENT NO. 7**

On page 6, between lines 3 and 4, insert the following:

"C. The board shall not exercise any of the powers granted to it under Paragraphs (1) and (2) of Subsection A of this Section relating to advertising, marketing or other promotional activities, other than publication of research, unless it is authorized to exercise such powers by a majority of licensed farmers voting in a referendum called by the commissioner for that purpose. The commissioner shall call such a referendum only if authorized to do so by a majority vote of the members of the board or upon submission to him of a written petition signed by twenty-five percent of the licensed farmers requesting such a referendum."

**AMENDMENT NO. 8**

On page 6, line 16, after "held" delete the remainder of the line and delete lines 17 and 18 and insert in lieu thereof "annually."

On motion of Senator B. Gautreaux, the amendments were adopted.

On motion of Senator B. Gautreaux, the amended bill was read by title and returned to the Calendar, subject to call.

**Called from the Calendar**

Senator Barham asked that Senate Bill No. 200 be called from the Calendar at this time for its final passage.

**SENATE BILL NO. 200—**

BY SENATOR BARHAM

**AN ACT**

To enact R.S. 40:1662.4(C)(10), relative to public health and safety; to provide for a license exemption for certain locksmiths; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Barham sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Barham to Engrossed Senate Bill No. 200 by Senator Barham

**AMENDMENT NO. 1**

On page 1, line 2, delete "enact" and insert in lieu thereof "amend and reenact"

**AMENDMENT NO. 2**

On page 1, line 2, delete "1662.4(C)(10)" and insert in lieu thereof "1662.3(26) and (27) and 1662.8(B)(2)(g) and (h)"

**AMENDMENT NO. 3**

On page 1, line 5, delete "1662.4(C)(10) is hereby enacted" and insert in lieu thereof "1662.3(26) and (27) and 1662.8(B)(2)(g) and (h) are hereby amended and reenacted"

AMENDMENT NO. 4

On page 1, delete lines 6 through 15 in their entirety and insert in lieu thereof the following:

## "§1662.3. Definitions

As used in this Subpart, the following terms shall have the meanings specified in this Section:

\* \* \*

(26) "Locksmith" means an individual who offers or engages in locksmithing services to or for the general public for any type of compensation and has received a **Type I** license pursuant to this Subpart.

(27) "Locksmith shop technician" means an individual **who has received a Type J license** pursuant to this Subpart who offers or engages in locksmithing services to or for the general public for any type of compensation, but only within the confines of the operating location of the locksmithing services company employing such individual.

\* \* \*

## §1662.8. Application for an individual license

\* \* \*

B. Any person desiring to engage in alarm contracting, single station fire alarm contracting, or locksmithing services shall apply to the fire marshal on a form specified and provided by the fire marshal. Such application shall be accompanied by:

\* \* \*

(2) Documentation that the applicant meets requirements applicable to the type of license for which he is applying, as follows:

\* \* \*

(g) For a Type I license: successful completion of a standardized program approved by the board and acceptable to the state fire marshal **except that an individual who can demonstrate that he has been actively engaged in locksmithing for a minimum of five years prior to August 1, 2004, shall not be required to complete a standardized program.**

(h) For a Type J license: successful completion of a standardized program approved by the board and acceptable to the state fire marshal **except that an individual who can demonstrate that he has been actively engaged in locksmithing for a minimum of five years prior to August 1, 2004, shall not be required to complete a standardized program.**

\* \* \*

On motion of Senator Barham, the amendments were adopted.

The bill was read by title. Senator Barham moved final passage of the amended bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Ellington	Lentini
Adeley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers

Cain	Holden	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	
Dupre	Kostelka	
Total—37		

NAYS

Total—0

ABSENT

Duplessis

Uilo

Total—2

The Chair declared the amended bill was passed. The title was read and adopted. Senator Barham moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Called from the Calendar**

Senator Dupre asked that Senate Bill No. 555 be called from the Calendar at this time for its final passage.

**SENATE BILL NO. 555—**  
BY SENATOR DUPRE**AN ACT**

To amend and reenact R.S. 32:361.2, relative to motor vehicle safety; to provide for medical exemptions to restrictions on tint on motor vehicle windows; to provide for the review of such exemptions; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Dupre sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Dupre to Engrossed Senate Bill No. 555 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 9, delete "in the name of a person or his legal representative who" and insert the following: "where the registered owner, spouse or family member operating or authorized to operate the motor vehicle"

AMENDMENT NO. 2

On page 1, line 10, after "optometrist," insert "or physician, including but not limited to an"

AMENDMENT NO. 3

On page 1, line 14, after "R.S. 32:361.1," insert the following: "A copy of the affidavit shall be kept in the motor vehicle at all times."

AMENDMENT NO. 4

On page 1, line 16, after "optometrist," insert "or physician, including but not limited to an"

On motion of Senator Dupre, the amendments were adopted.

The bill was read by title. Senator Dupre moved final passage of the amended bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Heitmeier	Mount
Boissiere	Holden	Nevers
Cain	Hollis	Romero
Chaisson	Irons	Schedler
Cheek	Jackson	Smith
Dardenne	Jones	Theunissen
Dupre	Kostelka	
Total—35		

**NAYS**

Total—0

**ABSENT**

Cravins	Hainkel
Duplessis	Ullo
Total—4	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Dupre moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Called from the Calendar**

Senator N. Gautreaux asked that Senate Bill No. 295 be called from the Calendar at this time for its final passage.

**SENATE BILL NO. 295—**

BY SENATOR N. GAUTREAU  
AN ACT

To enact R.S. 51:1423, relative to deceptive and unfair trade practices; to prohibit the issuing of a gift certificate with an expiration date or which includes any service fee; to provide for penalties; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Hainkel sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hainkel to Engrossed Senate Bill No. 295 by Senator N. Gautreaux

**AMENDMENT NO. 1**

On page 2, line 8, after “certificates” delete the remainder of the line and delete line 9 in its entirety and insert a colon “:”

**AMENDMENT NO. 2**

On page 2, line 13 after “face value” insert “or donated”

**AMENDMENT NO. 3**

On page 2, line 14 after “purposes” insert a period “.” and delete the remainder of the line and delete line 15 in its entirety

On motion of Senator Hainkel, the amendments were adopted.

The bill was read by title. Senator N. Gautreaux moved final passage of the amended bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Ellington	Kostelka
Adley	Fields	Lentini
Amedee	Fontenot	Malone
Bajoie	Gautreaux, B	Marionneaux
Barham	Gautreaux, N	McPherson
Boasso	Hainkel	Michot
Boissiere	Heitmeier	Mount
Cain	Holden	Nevers
Chaisson	Hollis	Romero
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Dupre	Jones	
Total—35		

**NAYS**

Total—0

**ABSENT**

Cheek	Schedler
Duplessis	Ullo
Total—4	

The Chair declared the amended bill was passed. The title was read and adopted. Senator N. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Called from the Calendar**

Senator B. Gautreaux asked that Senate Bill No. 161 be called from the Calendar at this time for its final passage.

**SENATE BILL NO. 161—**

BY SENATOR B. GAUTREAU  
AN ACT

To enact Part XVI of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:559.1 through 559.9, and R.S. 36:629(Q), relative to the Louisiana Aquatic Chelonian Research and Promotion Board; to provide for definitions; to provide for the composition, powers, and duties of the board; to provide for the powers of the commissioner of agriculture and forestry; to provide for a referendum for imposition of assessments and authorization for certain activities; to provide



for the collection and disbursement of assessments; to provide for violations and penalties; and to provide for related matters.

### Floor Amendments Sent Up

Senator Hainkel sent up floor amendments which were read.

### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Engrossed Senate Bill No. 161 by Senator B. Gautreaux

#### AMENDMENT NO. 1

On page 2, line 26, change "commissioner" to "governor"

#### AMENDMENT NO. 2

On page 3, line 12, change "commissioner" to "governor"

#### AMENDMENT NO. 3

On page 3, line 20, change "commissioner" to "governor"

#### AMENDMENT NO. 4

On page 3, line 24, change "commissioner" to "governor"

#### AMENDMENT NO. 5

On page 3, line 26, change "commissioner" to "governor"

#### AMENDMENT NO. 6

On page 3, line 27, change "commissioner" to "governor"

#### AMENDMENT NO. 7

On page 4, line 21, after "board" delete ", subject to the approval of the commissioner"

#### AMENDMENT NO. 8

On page 4, line 22, after "service." delete the remainder of the line and delete line 23 and at the beginning of line 24, delete "of this Part."

#### AMENDMENT NO. 9

On page 5, line 4, after "agreement" delete the remainder of the line and on line 5, delete "the commissioner,"

#### AMENDMENT NO. 10

On page 5, delete line 25 in its entirety

#### AMENDMENT NO. 11

On page 5, line 26, change "(5)" to "(4)"

#### AMENDMENT NO. 12

On page 5, line 29, change "(6)" to "(5)"

#### AMENDMENT NO. 13

On page 8, line 20, change "five" to "one"

#### AMENDMENT NO. 14

On page 8, line 27, change "commissioner" to "governor"

#### AMENDMENT NO. 15

On page 8, line 29, after "make" change "an initial" to "the"

#### AMENDMENT NO. 16

On page 8, at the end of line 29, delete "This"

#### AMENDMENT NO. 17

On page 9, delete lines 1 through 4 in their entirety

On motion of Senator Hainkel, the amendments were adopted.

The bill was read by title. Senator B. Gautreaux moved final passage of the amended bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Jackson	
Total—35		

#### NAYS

Total—0

#### ABSENT

Duplessis	Schedler
Jones	Ullo
Total—4	

The Chair declared the amended bill was passed. The title was read and adopted. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

### House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

#### **HOUSE BILL NO. 367—**

BY REPRESENTATIVE THOMPSON

AN ACT

To amend and reenact R.S. 3:556.3(B)(4) and (E) and to repeal R.S. 3:556.3(B)(5), relative to the Louisiana Crawfish Promotion and Research Board; to provide for changes in membership of the board; to provide relative to vacancies; and to provide for related matters.

The bill was read by title. Senator B. Gautreaux moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Ellington	Malone
Adley	Fields	Marionneaux
Amedee	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Heitmeier	Nevers
Cain	Holden	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	
Dupre	Kostelka	
Total—34		

**NAYS**

Total—0

**ABSENT**

Bajoie	Hainkel	Ullo
Duplessis	Lentini	
Total—5		

The Chair declared the bill was passed. The title was read and adopted. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 571—**

BY REPRESENTATIVE T. POWELL  
AN ACT

To amend and reenact R.S. 3:472, 473, 474, 476, and 478(A), relative to the Louisiana Strawberry Marketing Board; to provide relative to definitions; to provide relative to membership and powers of the board; to provide for the powers of the commissioner of agriculture and forestry; to provide relative to assessments; to provide relative to penalties; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

**HOUSE BILL NO. 491—**

BY REPRESENTATIVE TOOMY  
AN ACT

To amend and reenact R.S. 33:2345(A), (B), and (E), to enact R.S. 33:2345(F), and to repeal R.S. 33:2344(B)(3), relative to training of municipal police chiefs; to provide relative to the authority granted to the governing board of the Law Enforcement Executive Management Institute; to provide relative to training requirements for municipal chiefs of police; to provide exceptions; and to provide for related matters.

The bill was read by title. Senator Ellington moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Ellington	Kostelka
Adley	Fields	Lentini
Amedee	Fontenot	Malone
Barham	Gautreaux, B	Marionneaux
Boasso	Gautreaux, N	McPherson
Boissiere	Hainkel	Michot
Cain	Heitmeier	Mount
Chaisson	Holden	Nevers
Cheek	Hollis	Romero
Cravins	Irons	Schedler
Dardenne	Jackson	Smith
Dupre	Jones	Theunissen
Total—36		

**NAYS**

Total—0

**ABSENT**

Bajoie	Duplessis	Ullo
Total—3		

The Chair declared the bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 891—**

BY REPRESENTATIVES THOMPSON, ST. GERMAIN, BAUDOIN, BRUCE, DEWITT, FANNIN, FRITH, GEYMAN, M. GUILLORY, HILL, AND KENNEY

AN ACT

To repeal R.S. 3:4617(F), relative to the use of certain terms in the labeling of food products; to repeal provision relative to the use of terms protected by trademark or registered trade name.

The bill was read by title. Senator Ellington moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Ellington	Malone
Adley	Fields	Marionneaux
Amedee	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Hainkel	Nevers
Cain	Heitmeier	Romero
Chaisson	Holden	Schedler
Cheek	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Jackson	

Dupre  
Total—34

Jones

NAYS

Total—0

ABSENT

Bajoie  
Duplessis  
Total—5

Kostelka  
Lentini

Ullo

The Chair declared the bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

### Rules Suspended

Senator Ellington asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

### Introduction of Senate Bills and Joint Resolutions

The following Senate Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

#### SENATE BILL NO. 807— BY SENATOR HINES

AN ACT

To amend and reenact R.S. 36:10, relative to the salary of certain elected officials; to provide for the salary of the statewide elected officials; and to provide for related matters.

The bill was read by title; lies over under the rules.

#### SENATE BILL NO. 808— BY SENATOR HINES

AN ACT

To enact R.S. 40:1300.143(3)(d), relative to the rural hospital preservation act; to require certification by the Rural Hospital Coalition, Inc., as a prerequisite to being designated as a rural hospital; and to provide for related matters.

The bill was read by title; lies over under the rules.

#### SENATE BILL NO. 809— BY SENATOR HEITMEIER

AN ACT

To amend and reenact the introductory paragraph of R.S. 47:820.5(B)(2)(b), relative to the Crescent City Connection; to provide relative to the use of certain revenues; and to provide for related matters.

The bill was read by title; lies over under the rules.

#### SENATE BILL NO. 810— BY SENATOR FONTENOT

AN ACT

To enact R.S. 33:2721.14, relative to sales and use taxes; to authorize certain parishes to increase sales and use taxes; to provide for

voter approval; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

#### SENATE BILL NO. 811— BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 36:511 and 801.1(D) and R.S. 38:2337 and to enact R.S. 36:511.1 and R.S. 38:2325(C), relative to the public contracts; to provide for the application of public bid and contract and procurement activities by certain state agencies; and to provide for related matters.

The bill was read by title; lies over under the rules.

#### SENATE BILL NO. 812— BY SENATOR DARDENNE

AN ACT

To enact Chapter 5 of Subtitle I of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:351 through 395 and R.S. 46:769(D)(7), relative to state and statewide retirement systems; to create the Louisiana Board of Pension Administration and the Public Employees' Retirement System of Louisiana; to provide with respect to membership, creditable service, benefits, administration, management and expenditure of funds, methods of funding and financing, and cost-of-living adjustments for said system; to provide for an effective date; to provide for related matters.

The bill was read by title; lies over under the rules.

#### SENATE BILL NO. 813— BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 11:515(3), 826, and 1303, relative to certain consolidated public retirement systems; to require approval of the annual operating budgets of certain consolidated public retirement systems by the Joint Legislative Committee on the Budget; and to provide for related matters.

The bill was read by title; lies over under the rules.

#### SENATE BILL NO. 814— BY SENATOR SCHEDLER

AN ACT

To amend and reenact Part XIII of Chapter 4 of Title 40 of Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1058.1 through 1058.10, relative to substance abuse/addiction; and to provide for related matters.

The bill was read by title; lies over under the rules.

#### SENATE BILL NO. 815— BY SENATOR SCHEDLER

AN ACT

To enact R.S. 36:259(II) and Chapter 59 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:3651 through 3663, relative to the certification of employee assistance professionals; to provide for definitions; to create the Board of Certified Employee Assistance Professionals; to provide for authority of the board; to provide for professional certification requirements; to provide for operation of the board; to provide

for procedures for disciplinary action; to provide for confidentiality of records; to provide for protection for the practice of other professions; to provide for prohibited acts and penalties; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 816—**

BY SENATOR DUPLESSIS

**AN ACT**

To enact R.S. 15:574.4(L), relative to parole; to provide relative to educational and skills requirements for parolees prior to release; to provide relative to decisions of the Board of Parole; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 817—**

BY SENATOR DUPLESSIS

**AN ACT**

To enact R.S. 26:74(E) and 274(F), relative to alcoholic beverages; to authorize the governing authority of any municipality or parish operating under a home rule charter and having the same boundaries as a local school board to require the certain licenses for persons involved in the dispensing, selling, and serving of alcoholic beverages; to authorize the levy of fees for such permits; to authorize the use of revenue therefrom to provide funds for teacher salary supplements; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 818—**

BY SENATOR DUPLESSIS (By Request)

**AN ACT**

To amend and reenact R.S. 13:1312(D), relative to the Judicial Expense Fund of the Civil District Court for the Parish of Orleans; to provide for the housing of the Juvenile Court in the new courthouse or at a separate facility; to delete the prohibition against raising additional fees and the requirement that additional funds be derived from other noncourt cost-related sources for the costs and planning of the new courthouse; to provide that the Joint Legislative Committee on the Budget shall review, rather than approve, the plans and costs of the new courthouse; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 819—**

BY SENATOR MARIONNEAUX

**AN ACT**

To enact R.S. 51:922.1, relative to the department of economic development; to require any person, firm, or corporation receiving direct equity investment from the state to post a bond or other security; to allow the department to promulgate rules and regulations; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 820—**

BY SENATOR MARIONNEAUX

**AN ACT**

To amend and reenact R.S. 27:25(E), relative to hearings conducted by the Louisiana Gaming Control Board Hearing Office; to provide that the decision of a hearing officer on any dispute shall not be appealable by the state; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 821—**

BY SENATOR BAJOE

**AN ACT**

To enact R.S. 36:259(II) and 919.7 and Chapter 46-A of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2616 through 2618, relative to diabetes; to create the Louisiana Diabetes Initiatives Council in the Department of Health and Hospitals; to provide for the membership, powers, and duties of the board; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 822—**

BY SENATOR MCPHERSON

**AN ACT**

To amend and reenact R.S. 32:661(A)(2)(b), relative to toxicology screens on victims of all traffic fatalities; to provide for the use of the most current scientific testing available to determine content of alcohol at the time of death; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 823—**

BY SENATOR MCPHERSON

**AN ACT**

To enact R.S. 32:387(C)(3)(h), relative to annual special permits for the operation of specified vehicles; to provide for expansion of overweight limits for particular domestic products; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 824—**

BY SENATOR BARHAM

**AN ACT**

To amend and reenact R.S. 11:1307.1(B)(2)(a) and (b), relative to the State Police Pension and Retirement System; to provide with respect to benefits, including, but not limited to, the amount of service time used to calculate members benefits; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 825—**

BY SENATOR MOUNT

**AN ACT**

To amend and reenact R.S. 47:337.2(C)(5) and to enact Part G of Chapter 2-D of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be composed of R.S. 47:337.91 through 337.100, relative to the sales and use tax of political subdivisions; to create the Uniform Local Sales Tax Procedure

Act; to provide a procedure for the adoption of certain regulations of local tax authorities; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 826—**  
BY SENATOR JACKSON

AN ACT

To enact R.S. 40:5.12, relative to public health; to provide for the creation of an advisory board to establish a standard school health form; to provide for members of the advisory board; to provide for duties of the advisory board; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 827—**  
BY SENATOR HOLDEN

AN ACT

To amend and reenact R.S. 29:381, 385(A) and (C) and 386 and R.S. 36:781(B), relative to the Department of Veterans' Affairs; to provide for the operation of health care facilities by the Department of Veterans' Affairs; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 828—**  
BY SENATOR HOLDEN

AN ACT

To enact R.S. 28:381(48), (49), (50), and (51) and Part VII of Chapter 4 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:450 through 453, relative to the compensation of community direct service workers; to provide for a study request on the elimination of the disparity between the compensation of those workers and comparable workers; to provide for definitions, rules, and administration; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 829—**  
BY SENATORS THEUNISSEN AND MOUNT

AN ACT

To enact R.S. 11:413(15)(a), (b), and (c), relative to the Louisiana State Employees' Retirement System; to provide with respect to membership in the Louisiana State Employees' Retirement System for any political subdivision created by state law with a parish wide jurisdiction in a parish with a population of not less than one hundred eighty thousand or more than one hundred eighty-five thousand according to the latest federal decennial census; to provide that employees of any political subdivision created by state law with a parish wide jurisdiction in a parish with a population of not less than one hundred eighty thousand or more than one hundred eighty-five thousand according to the latest federal decennial census shall not be eligible to become members of the Louisiana State Employees' Retirement System; to provide with respect to employee and employer contributions; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 830—**  
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 40:384(1) and to enact R.S. 40:382(16), 384(29), (30), (31) and (32), and 490(D), relative to housing; to provide for findings and purposes; to provide for definitions; to provide with respect to mixed finance projects; to provide for exemptions; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 831—**  
BY SENATOR ELLINGTON

AN ACT

To authorize and provide for the sale and transfer of certain state property from the Department of Transportation and Development to the town of Winnsboro in Franklin Parish; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 832—**  
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 17:28(A), 435(A)(1), 436(B)(1), and 436.1(B)(3) and (4), relative to school health services; to provide for inclusion of registered nurses employed through a contract between the school board and a private entity; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 833—**  
BY SENATOR MARIONNEAUX

AN ACT

To enact Code of Civil Procedure Art. 2124(F), relative to civil procedure; to provide relative to the appellate procedure; to require the imposition of a security bond in any appeal proceeding; to provide for the amount of such bond; to require the loss of bond if appeal is unsuccessful; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 834—**  
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 26:351 and other provisions of Title 26 of the Louisiana Revised Statutes of 1950, relative to distilled spirits; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 835—**  
BY SENATOR BOISSIERE

AN ACT

To enact R.S. 11:269, relative to state and statewide public retirement or pension systems, funds and plans; to require consultants and money managers to disclose relationships; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 836—**

BY SENATOR CAIN AND REPRESENTATIVE HEBERT  
AN ACT

To amend and reenact the introductory paragraph of R.S. 22:250.19(B) and R.S. 22:250.19(B)(1) and to enact R.S. 22:250.19(B)(4) relative to property and casualty insurance; to provide for payment of benefits to victims of domestic violence; to prohibit certain conduct by insurers related to domestic violence; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 837—**

BY SENATOR CAIN

AN ACT

To amend and reenact 40:1379.3(T)(1) relative to concealed weapons, to provide for reciprocity with other states which have concealed weapons laws; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 838—**

BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 40:1574(I), (J) and (K), and to enact R.S. 40:1574(L), relative to the authority of the state fire marshal regarding building codes; to provide for an appeal of a decision of the state fire marshal; to require any hearing be held in the parish in which the appellant resides; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 839—**

BY SENATOR JACKSON

AN ACT

To enact R.S. 33:2740.38, and to repeal Act No. 573 of the 1975 Regular Session, Act No. 554 of the 1978 Regular Session, Act No. 411 of the 1980 Regular Session, Act No. 163 of the 1984 Regular Session, and Act No. 265 of the 2003 Regular Session, relative to the Shreveport Downtown Development District; to codify certain existing laws governing the creation and powers, duties, functions, and responsibilities of the Shreveport Downtown Development District; to provide for the composition and powers of the governing board; to provide for preparation of plans; to provide for the levy of ad valorem taxes and the issuance of bonds; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 840—**

BY SENATOR JACKSON

AN ACT

To enact R.S. 40:1300.163(F), relative to hepatitis C education; to encourage educational initiatives regarding veterans; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 841—**

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 48:250.2(A), (C), and (D), to enact R.S. 48:250.3, and to repeal R.S. 48:250.2(B), relative to contracts let by the Department of Transportation and Development; to provide relative to design-build contracts; to remove certain limitations of the design-build program; to authorize the department to construct certain projects included in the Transportation Infrastructure Model for Economic Development program using the design-build method; to provide relative to procedures regarding the design-build method; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 842—**

BY SENATOR ROMERO

AN ACT

To enact R.S. 48:35.1, relative to the Acadiana Gulf of Mexico Access Channel; to provide relative to duties of the Department of Transportation and Development; to provide relative to the Acadiana Gulf of Mexico Access Channel; to provide certain procedures, terms, and conditions; to authorize certain activities; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 843—**

BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 46:285(A)(2) and to enact R.S. 46:285(A)(6), relative to child protection and foster care workers; to provide that such workers shall be trained in specific legal provision; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 844—**

BY SENATOR FONTENOT

AN ACT

To enact R.S. 42:851.1, relative to health insurance; to authorize reimbursement to public officials for certain health insurance premiums; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 845—**

BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 51:2453(4), relative to the Louisiana Quality Jobs Programs Act; to expand the definition of "new direct job" to include an employer's contractors; and to provide for related matters.

The bill was read by title; lies over under the rules.

**Messages from the House**

The following Messages from the House were received and read as follows:

**Message from the House****CONCURRING IN  
SENATE CONCURRENT RESOLUTIONS**

April 20, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

**SENATE CONCURRENT RESOLUTION NO. 67—  
BY SENATOR ELLINGTON****A CONCURRENT RESOLUTION**

To commend Al Lemoine, principal at West Feliciana Middle School, on being honored with the Louisiana Middle School Association Award of Excellence.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 68—  
BY SENATOR ELLINGTON****A CONCURRENT RESOLUTION**

To commend Jean Woodside upon her selection as Louisiana Teacher of the Year for 2004, and for her dedicated service to the students of West Feliciana Parish.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 69—  
BY SENATOR N. GAUTREAUX****A CONCURRENT RESOLUTION**

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Sergeant Toby Wayne Mallet.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 70—  
BY SENATOR N. GAUTREAUX AND REPRESENTATIVE FRITH  
A CONCURRENT RESOLUTION**

To express sincere condolences on the death of Kevin Suire and to recognize him at the "Le Jour de Cajun".

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 71—  
BY SENATOR IRONS****A CONCURRENT RESOLUTION**

To proclaim May 5, 2004 as "Sex has Consequences" National Teen Pregnancy Day.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 73—  
BY SENATOR N. GAUTREAUX AND REPRESENTATIVES FRITH,  
HEBERT AND TRAHAN****A CONCURRENT RESOLUTION**

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Mr. Euda Delcambre.

Reported without amendments.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

**Introduction of Resolutions,  
Senate and Concurrent**

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, and acting upon them as follows:

**SENATE RESOLUTION NO. 34—  
BY SENATOR JONES****A RESOLUTION**

To request the Committee on Senate and Governmental Affairs to meet and study the disparity in pay of Senate employees and develop a uniform pay schedule for Senate employees.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Senate and Governmental Affairs.

**SENATE RESOLUTION NO. 35—  
BY SENATOR HAINKEL****A RESOLUTION**

To designate May 2004 as American Legion Auxiliary Poppy Month.

The resolution was read by title; lies over under the rules.

**SENATE RESOLUTION NO. 36—  
BY SENATOR BARHAM****A RESOLUTION**

To urge and request the Louisiana congressional delegation to end the abuse of tort law against the firearms industry.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Judiciary A.

**SENATE CONCURRENT RESOLUTION NO. 74—  
BY SENATOR HAINKEL****A CONCURRENT RESOLUTION**

To express the sincere and heartfelt condolences of the Legislature of Louisiana on the death of former state legislator, Donald Fortier.

The resolution was read by title. Senator Hainkel moved to adopt the Senate Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	Jones
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Hainkel	Nevers
Cain	Heitmeier	Romero
Chaisson	Holden	Smith

Cheek  
Dardenne  
Total—32

Hollis  
Irons  
Theunissen

NAYS

Total—0

ABSENT

Cravins  
Duplessis  
Jackson  
Total—7

Kostelka  
Lentini  
Schedler  
Ullo

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

### Messages from the House

The following Messages from the House were received and read as follows:

#### Message from the House

#### ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 20, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

#### HOUSE BILL NO. 15— BY REPRESENTATIVE TOWNSEND AN ACT

To amend and reenact R.S. 13:2111, relative to the City Court of Natchitoches; to authorize the transfer of surplus funds or unclaimed fees from the court's civil fee account to the court's judicial expense account; and to provide for related matters.

#### HOUSE BILL NO. 58— BY REPRESENTATIVE TRICHE AN ACT

To provide with respect to the Early Retirement and Payroll Reduction Act; to provide for a reduction in state employment and for early retirement of members of the Louisiana State Employees' Retirement System, including but not limited to provisions for eligibility, retirement benefits, restrictions on hiring of new employees, abolition of vacated positions, reductions in appropriated funds, and funding; and to provide for related matters.

#### HOUSE BILL NO. 373— BY REPRESENTATIVE SCHNEIDER AN ACT

To amend and reenact R.S. 11:185(C), relative to state and statewide retirement systems; to provide for definitions; to provide for changes to the educational requirements for the boards of trustees of the systems; and to provide for related matters.

Respectfully submitted,  
ALFRED W. SPEER  
Clerk of the House of Representatives

### House Bills and Joint Resolutions on First Reading

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

#### HOUSE BILL NO. 15— BY REPRESENTATIVE TOWNSEND AN ACT

To amend and reenact R.S. 13:2111, relative to the City Court of Natchitoches; to authorize the transfer of surplus funds or unclaimed fees from the court's civil fee account to the court's judicial expense account; and to provide for related matters.

The bill was read by title; lies over under the rules.

#### HOUSE BILL NO. 58— BY REPRESENTATIVE TRICHE AN ACT

To provide with respect to the Early Retirement and Payroll Reduction Act; to provide for a reduction in state employment and for early retirement of members of the Louisiana State Employees' Retirement System, including but not limited to provisions for eligibility, retirement benefits, restrictions on hiring of new employees, abolition of vacated positions, reductions in appropriated funds, and funding; and to provide for related matters.

The bill was read by title; lies over under the rules.

#### HOUSE BILL NO. 373— BY REPRESENTATIVE SCHNEIDER AN ACT

To amend and reenact R.S. 11:185(C), relative to state and statewide retirement systems; to provide for definitions; to provide for changes to the educational requirements for the boards of trustees of the systems; and to provide for related matters.

The bill was read by title; lies over under the rules.

### Privilege Report of the Legislative Bureau

April 20, 2004

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication.



**HOUSE BILL NO. 1140 (Duplicate of Senate Bill No. 674)—**  
BY REPRESENTATIVE DURAND AND SENATOR HINES  
AN ACT

To enact R.S. 37:1360.31(B)(8), relative to physician assistants; to provide for prescriptive authority under certain circumstances; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1426—**  
BY REPRESENTATIVE SALTER AND SENATOR HINES  
AN ACT

To amend and reenact R.S. 37:1701, 2366, and 2367 and to enact Part II of Chapter 28 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:2371 through 2378, relative to medical psychologists; to authorize medical psychologists to prescribe drugs and to provide for the duties of a medical psychologist; to allow a medical psychologist to give directions to certain other health care providers; to establish the qualifications for medical psychologists and the requirements for certification; to provide for renewal of the certificate; to prohibit issuance of a prescription by a psychologist who is not a medical psychologist certified to prescribe; to provide a penalty for violations; to provide for prescribing practices; to provide for controlled substance prescriptive authority; to provide for coordination with the Louisiana Board of Pharmacy; to provide for designation of existing law; to provide for the effective date; and to provide for related matters.

Reported without amendments.

Respectfully submitted,  
ARTHUR J. "ART" LENTINI  
Chairman

**Adoption of Legislative Bureau Report**

On motion of Senator Lentini, the Bills and Joint Resolutions were read by title and passed to a third reading.

**Messages from the House**

The following Messages from the House were received and read as follows:

**Message from the House**

**ASKING CONCURRENCE IN  
HOUSE CONCURRENT RESOLUTIONS**

April 20, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

**HOUSE CONCURRENT RESOLUTION NO. 5—**  
BY REPRESENTATIVES WALKER, BROOME, BURNS, R. CARTER, CURTIS, DOERGE, DORSEY, DURAND, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, KATZ, LABRUZZO, MARCHAND, McDONALD, STRAIN, WADDELL, AND WINSTON

A CONCURRENT RESOLUTION

To memorialize the United States Congress to study and consider revising the income guidelines for senior citizens and reduce them by ten percent so that they may participate in or receive more assistance through the federal food stamp program.

**HOUSE CONCURRENT RESOLUTION NO. 13—**  
BY REPRESENTATIVES MORRELL, HONEY, AND HUDSON

A CONCURRENT RESOLUTION

To urge and request the United States Congress to provide sufficient funding for full implementation of the "No Child Left Behind Act" of 2001.

**HOUSE CONCURRENT RESOLUTION NO. 20—**  
BY REPRESENTATIVES FANNIN, ALEXANDER, BADON, CROWE, DOWNS, FUTRELL, HONEY, HUDSON, T. POWELL, JANE SMITH, AND TRAHAN

A CONCURRENT RESOLUTION

To memorialize the United States Congress to support an amendment to the proposed federal budget for Fiscal Year 2005 to fully fund the No Child Left Behind Act of 2001.

**HOUSE CONCURRENT RESOLUTION NO. 53—**  
BY REPRESENTATIVE HUTTER

A CONCURRENT RESOLUTION

To urge and request the chancellor of each community college under the management and supervision of the Board of Supervisors of Community and Technical Colleges to establish a rapid response team for his or her respective college in order to efficiently and effectively respond to the needs of business and industry by providing a highly skilled labor force.

**HOUSE CONCURRENT RESOLUTION NO. 77—**  
BY REPRESENTATIVES GALLOT, ALEXANDER, BADON, CRANE, DOWNS, FANNIN, FUTRELL, HONEY, HUDSON, KENNEY, T. POWELL, M. POWELL, RITCHIE, JANE SMITH, AND TRAHAN

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study cost issues relative to the implementation of the No Child Left Behind Act of 2001, and to determine any potential costs associated with changing the state's school and district accountability system to comply with the act and, should the state not comply with the act, any potential loss of federal funding.

**HOUSE CONCURRENT RESOLUTION NO. 83—**  
BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to further study issues relative to school entrance age requirements as specified in House Concurrent Resolution No. 196 of the 2003 Regular Session, including but not limited to the advantages and disadvantages of requiring that children be six years old prior to September thirtieth to enter the first grade and to submit a written report of its findings and recommendations to the House Committee on Education and the Senate Committee on Education by not later than December 15, 2004.

**HOUSE CONCURRENT RESOLUTION NO. 88—**

BY REPRESENTATIVES JANE SMITH, BADON, CROWE, DOWNS, FANNIN, FUTRELL, HONEY, HUDSON, M. POWELL, T. POWELL, AND RITCHIE

**A CONCURRENT RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education to revise Louisiana's definition of "highly qualified" teacher that was developed and adopted by the board as required by the federal No Child Left Behind Act, to be similar to such definitions established in the states of Ohio and Arkansas and to submit a written report on the status of such revision to the House Committee on Education and the Senate Committee on Education by not later than June 1, 2004.

**HOUSE CONCURRENT RESOLUTION NO. 91—**

BY REPRESENTATIVE CRANE

**A CONCURRENT RESOLUTION**

To continue the existence of the Commission on Best Practices in School Discipline, created in 2003 to study and establish a compendium of best practices at the state, district, school, and classroom levels that may be utilized by every teacher, administrator, and superintendent in the state for improving discipline in the classroom.

**HOUSE CONCURRENT RESOLUTION NO. 28—**

BY REPRESENTATIVES ANSARDI, BALDONE, CAZAYOUX, FAUCHEUX, FUTRELL, E. GUILLORY, JOHNS, LAFLEUR, MURRAY, T. POWELL, AND GARY SMITH

**A CONCURRENT RESOLUTION**

To request the Judicial Council of the Supreme Court of Louisiana to study funding sources for the Lengthy Trial Fund created by Act No. 678 of the 2003 Regular Session.

**HOUSE CONCURRENT RESOLUTION NO. 32—**

BY REPRESENTATIVE WALKER

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana State Police to increase public awareness of the existence of Louisiana's Sex Offender Registry through the use of public service announcements, including but not limited to providing information on how to access and search the database.

**HOUSE CONCURRENT RESOLUTION NO. 33—**

BY REPRESENTATIVES ANSARDI, BALDONE, CAZAYOUX, FAUCHEUX, FUTRELL, E. GUILLORY, JOHNS, LAFLEUR, MURRAY, T. POWELL, GARY SMITH, AND THOMPSON

**A CONCURRENT RESOLUTION**

To request the Judicial Council of the Supreme Court of Louisiana to study the implementation of a one-day, one-trial system for petit juries.

**HOUSE CONCURRENT RESOLUTION NO. 100—**

BY REPRESENTATIVE WALSWORTH

**A CONCURRENT RESOLUTION**

To commend the recipients of the Fourteenth Annual Louisiana Legends Awards.

Respectfully submitted,  
ALFRED W. SPEER

Clerk of the House of Representatives

**House Concurrent Resolutions**

Senator Bajoie asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions

just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

**HOUSE CONCURRENT RESOLUTION NO. 5—**

BY REPRESENTATIVES WALKER, BROOME, BURNS, R. CARTER, CURTIS, DOERGE, DORSEY, DURAND, GLOVER, GRAY, E. GUILLORY, M. GUILLORY, KATZ, LABRUZZO, MARCHAND, MCDONALD, STRAIN, WADDELL, AND WINSTON

**A CONCURRENT RESOLUTION**

To memorialize the United States Congress to study and consider revising the income guidelines for senior citizens and reduce them by ten percent so that they may participate in or receive more assistance through the federal food stamp program.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Health and Welfare.

**HOUSE CONCURRENT RESOLUTION NO. 13—**

BY REPRESENTATIVES MORRELL, HONEY, AND HUDSON

**A CONCURRENT RESOLUTION**

To urge and request the United States Congress to provide sufficient funding for full implementation of the "No Child Left Behind Act" of 2001.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Education.

**HOUSE CONCURRENT RESOLUTION NO. 20—**

BY REPRESENTATIVES FANNIN, ALEXANDER, BADON, CROWE, DOWNS, FUTRELL, HONEY, HUDSON, T. POWELL, JANE SMITH, AND TRAHAN

**A CONCURRENT RESOLUTION**

To memorialize the United States Congress to support an amendment to the proposed federal budget for Fiscal Year 2005 to fully fund the No Child Left Behind Act of 2001.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Education.

**HOUSE CONCURRENT RESOLUTION NO. 28—**

BY REPRESENTATIVES ANSARDI, BALDONE, CAZAYOUX, FAUCHEUX, FUTRELL, E. GUILLORY, JOHNS, LAFLEUR, MURRAY, T. POWELL, AND GARY SMITH

**A CONCURRENT RESOLUTION**

To request the Judicial Council of the Supreme Court of Louisiana to study funding sources for the Lengthy Trial Fund created by Act No. 678 of the 2003 Regular Session.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Judiciary A.

**HOUSE CONCURRENT RESOLUTION NO. 32—**

BY REPRESENTATIVE WALKER

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana State Police to increase public awareness of the existence of Louisiana's Sex Offender Registry through the use of public service announcements, including but not limited to providing information on how to access and search the database.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Judiciary C.

**HOUSE CONCURRENT RESOLUTION NO. 33—**

BY REPRESENTATIVES ANSARDI, BALDONE, CAZAYOUX, FAUCHEUX, FUTRELL, E. GUILLORY, JOHNS, LAFLEUR, MURRAY, T. POWELL, GARY SMITH, AND THOMPSON

**A CONCURRENT RESOLUTION**

To request the Judicial Council of the Supreme Court of Louisiana to study the implementation of a one-day, one-trial system for petit juries.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Judiciary A.

**HOUSE CONCURRENT RESOLUTION NO. 53—**

BY REPRESENTATIVE HUTTER

**A CONCURRENT RESOLUTION**

To urge and request the chancellor of each community college under the management and supervision of the Board of Supervisors of Community and Technical Colleges to establish a rapid response team for his or her respective college in order to efficiently and effectively respond to the needs of business and industry by providing a highly skilled labor force.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Education.

**HOUSE CONCURRENT RESOLUTION NO. 77—**

BY REPRESENTATIVES GALLOT, ALEXANDER, BADON, CRANE, DOWNS, FANNIN, FUTRELL, HONEY, HUDSON, KENNEY, T. POWELL, M. POWELL, RITCHIE, JANE SMITH, AND TRAHAN

**A CONCURRENT RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education to study cost issues relative to the implementation of the No Child Left Behind Act of 2001, and to determine any potential costs associated with changing the state's school and district accountability system to comply with the act and, should the state not comply with the act, any potential loss of federal funding.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Education.

**HOUSE CONCURRENT RESOLUTION NO. 83—**

BY REPRESENTATIVE CROWE

**A CONCURRENT RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education to further study issues relative to school entrance age requirements as specified in House Concurrent Resolution No. 196 of the 2003 Regular Session, including but not limited to the advantages and disadvantages of requiring that children be six years old prior to September thirtieth to enter the first grade and to submit a written report of its findings and recommendations to the House Committee on Education and the Senate Committee on Education by not later than December 15, 2004.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Education.

**HOUSE CONCURRENT RESOLUTION NO. 88—**

BY REPRESENTATIVES JANE SMITH, BADON, CROWE, DOWNS, FANNIN, FUTRELL, HONEY, HUDSON, M. POWELL, T. POWELL, AND RITCHIE

**A CONCURRENT RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education to revise Louisiana's definition of "highly qualified" teacher that was developed and adopted by the board as required

by the federal No Child Left Behind Act, to be similar to such definitions established in the states of Ohio and Arkansas and to submit a written report on the status of such revision to the House Committee on Education and the Senate Committee on Education by not later than June 1, 2004.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Education.

**HOUSE CONCURRENT RESOLUTION NO. 91—**

BY REPRESENTATIVE CRANE

**A CONCURRENT RESOLUTION**

To continue the existence of the Commission on Best Practices in School Discipline, created in 2003 to study and establish a compendium of best practices at the state, district, school, and classroom levels that may be utilized by every teacher, administrator, and superintendent in the state for improving discipline in the classroom.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Education.

**Senator Fields in the Chair****HOUSE CONCURRENT RESOLUTION NO. 100—**

BY REPRESENTATIVE WALSWORTH

**A CONCURRENT RESOLUTION**

To commend the recipients of the Fourteenth Annual Louisiana Legends Awards.

The resolution was read by title. Senator Kostelka moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Ellington	Lentini
Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Cain	Holden	Romero
Chaisson	Hollis	Smith
Cheek	Irons	Theunissen
Dardenne	Jones	
Dupre	Kostelka	
Total—34		

**NAYS**

Total—0

**ABSENT**

Cravins	Jackson	Ullo
Duplessis	Schedler	
Total—5		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**Motion to Recommit**

Senator Fields asked for and obtained a suspension of the rules and recommitted Senate Concurrent Resolution No. 35 from the Committee on Retirement to the Committee on Local and Municipal Affairs.

**Recess**

On motion of Senator Bajoie, the Senate took a recess until 5:45 o'clock P.M.

**After Recess**

The Senate was called to order at 5:45 o'clock P.M. by the President of the Senate.

**ROLL CALL**

The roll being called, the following members answered to their names:

**PRESENT**

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	
Total—38		

**ABSENT**

Ullo  
Total—1

The President of the Senate announced there were 38 Senators present and a quorum.

**Senate Business Resumed**

**Rules Suspended**

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of taking up at this time.

**Introduction of Senate Bills  
and Joint Resolutions**

The following Senate Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

**SENATE BILL NO. 846—**  
BY SENATOR CHEEK

**AN ACT**

To amend and reenact R.S. 23:1123, 1124.1, and 1127(C)(1), relative to workers' compensation; to provide with respect to scope and operation; to provide for disputes as to the physical condition of workers' compensation claimants; to provide for limitation of criminal and civil liability for practitioners selected to provide medical examinations; to provide for release of medical records related to such a medical examination; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 847—**

BY SENATOR CRAVINS AND REPRESENTATIVE MORRELL

**AN ACT**

To enact R.S. 38:2212.7, relative to state procurement and the Public Bid Law; to establish the "Best Value Contracting Act" relative to procurement by the state and political subdivisions; to establish an advisory board to establish rules and regulations to implement the Act; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 848—**

BY SENATOR CRAVINS

**AN ACT**

To amend and reenact R.S. 36:801.1(A) and to enact R.S. 36:4(B)(9) and Chapter 49 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2641 through 2644, relative to public welfare and assistance; to create an office of the child advocate; to provide for the purpose of the office; to provide for the appointment of the child advocate; to provide for the duties and powers of the child advocate; to provide with respect to reporting and confidentiality requirements; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 849—**

BY SENATOR CRAVINS

**AN ACT**

To amend and reenact R.S. 13:1952(4)(b) and (c), relative to the City Court of Baton Rouge; to provide for the composition of the election sections; to provide for the number of judges elected from each election section; to provide for the assignment of divisions to each election section; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 850—**

BY SENATOR NEVERS

**AN ACT**

To amend and reenact R.S. 32:771(2)(b) and 773.2(C) and to enact R.S. 32:773.1(A)(2)(q) and 773.2(G), relative to marine dealers; to provide for definitions; to provide for unlawful acts; to

provide relative to contractual agreements between marine manufacturers and dealers; to provide for repurchasing; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 851—**  
BY SENATOR NEVERS

AN ACT

To enact R.S. 23:1514.1 relative to the establishment of a program of tuition assistance for students of Louisiana technical colleges and Louisiana community colleges; to provide for program eligibility and award limits; to provide for administration of the program; to provide for funding; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 852—**  
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 14:98 (C)(1), R.S. 32:190(A), and 430(L) and to enact R.S. 32: 295.1(I) and 413.1 and Code of Criminal Procedure Art. 894 (D)(3), relative to driving privileges; to provide for driver's license suspension in certain cases; to require any person to wear a helmet when operating certain motorized vehicles; to provide for a driver violation point system for young drivers; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 853—**  
BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 56:8(81) and 325.3(B), and to enact R.S. 56:326(A)(4), relative to red drum; to authorize certain commercial taking or landing; to establish a commercial quota for red drum caught; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 854—**  
BY SENATOR BAJIOE

AN ACT

To amend and reenact R.S. 13:1381.5, relative to the administration of criminal justice funds; to enlarge the scope of the purpose of such fund in certain parishes; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 855—**  
BY SENATOR BAJIOE

AN ACT

To amend and reenact R.S. 25:841, 842, and 844 and to enact R.S. 25:845 and 846 and R.S. 36:209(Z) and 919.7, relative to the Louisiana Civil Rights Museum; to establish and provide for the Louisiana Civil Rights Museum Board; to provide for the membership, powers, duties, and functions of the board; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 856—**

BY SENATOR HINES AND REPRESENTATIVE HEBERT  
AN ACT

To amend and reenact Part IV-D of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:250.31 through 250.39.10, relative to health insurance; to provide for certain the terms and conditions for payment to health care providers by health insurers; to provide for electronic clean claims, recoupment of certain health insurance claim payments; to provide for coordination of benefits and time limits for payments of claims; to provide for violation of claims payments; creates a technical advisory committee on claims processing; prohibits certain charges by certain health care providers; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 857—**  
BY SENATOR ULLO

AN ACT

To enact Subpart G of Chapter 7 of Title 40 of the Revised Statutes of 1950, comprised of R.S. 40:1663, relative to public health and safety; to provide for licensing standards for the alarm industry and locksmiths; to provide for revising such standards; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 858—**

BY SENATORS KOSTELKA AND MICHOT AND REPRESENTATIVE WALSWORTH

AN ACT

To enact R.S. 51:2453(1)(a)(i)(dd), relative to the Louisiana Quality Jobs Program; to provide for participation in the program for certain small Vision 2020 cluster businesses; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 859—**  
BY SENATOR ROMERO

AN ACT

To enact R.S. 27:403, relative to the Louisiana Gaming Control Law; to provide with respect to the status of licenses issued in good faith reliance on a survey which was wrong; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 860—**  
BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 30:2418(G), (H)(3) and (4), (I), and (O)(3), relative to waste tires; to provide for fees collected on the sale of tires; to provide for distribution of fees collected; to provide for administration of the waste tire program; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 861—**

BY SENATOR N. GAUTREAUX

**AN ACT**

To amend and reenact R.S. 9:315.40(9) and 315.41(A) and to enact R.S. 9:315.40(4)(d), relative to child support; to provide relative to the suspension of licenses for nonpayment of child support; to provide for definitions; to include licenses for the operation of motorboats, sailboats, and trailers in the definition of licenses; to provide for the suspension of such additional licenses; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 862—**

BY SENATOR JACKSON

**AN ACT**

To amend and reenact R.S. 17:1517 and to enact R.S. 17:1516(C), relative to the Louisiana State University and Agricultural and Mechanical College Medical School at Shreveport; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 863—**

BY SENATOR JACKSON

**AN ACT**

To enact Part VIII of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:405.5, relative to smoke-free zones; to provide for the establishment of such zones in certain locations; to provide for penalties; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 864—**

BY SENATOR MCPHERSON

**AN ACT**

To amend and reenact R.S. 33:3815.2(E), relative to powers of waterworks districts; to provide relative to a waterworks district of one parish supplying water to or taking water from an adjoining parish; to provide certain terms, procedures, and conditions; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 865—**

BY SENATOR SCHEDLER

**AN ACT**

To amend and reenact R.S. 40:1071 and to enact R.S. 46:1076.1, relative to hospital service districts; to provide for findings; to provide with respect to joint bargaining and contracting, including immunity from certain antitrust provisions; to provide for applicability; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 866—**

BY SENATOR SCHEDLER AND REPRESENTATIVE WINSTON

**AN ACT**

To enact Code of Criminal Procedure Art. 324(F), relative to courts; to authorize certain courts to accept an administrative deposit with a personal undertaking in lieu of bond in criminal

proceedings; to provide for the disbursement of such deposits; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 867—**

BY SENATOR IRONS

**AN ACT**

To enact Subpart B-2 of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:243 and 244, relative to public schools and school children; to establish a Safe School Ambassadors pilot program; to provide relative to providing certain training to students; to provide for the nature of the training; and to provide for related matters.

The bill was read by title; lies over under the rules.

**SENATE BILL NO. 868—**

BY SENATOR IRONS

**AN ACT**

To amend and reenact R.S. 47:243(A)(4), 287.93(A)(4), 606(A)(1)(i) and (2)(b), (e), and (f); relative to income and franchise taxation; to provide for allocation of certain income; and to provide for related matters.

The bill was read by title; lies over under the rules.

**Privilege Report of the Committee on  
Senate and Governmental Affairs**

**ENROLLMENTS**

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

April 20, 2004

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolutions have been properly enrolled:

**SENATE CONCURRENT RESOLUTION NO. 63—**

BY SENATOR MARIONNEAUX AND REPRESENTATIVE CAZAYOUX

**A CONCURRENT RESOLUTION**

To commend Becky Lorio on her selection as a winner of the Government-in-Action Youth Tour trip to Washington, D.C.

**SENATE CONCURRENT RESOLUTION NO. 64—**

BY SENATOR MARIONNEAUX AND REPRESENTATIVE ST. GERMAIN

**A CONCURRENT RESOLUTION**

To commend Kari Johnson on her selection as a winner of the Government-in-Action Youth Tour trip to Washington, D.C.

**SENATE CONCURRENT RESOLUTION NO. 65—**  
BY SENATOR MARIONNEAUX AND REPRESENTATIVE BROOME  
**A CONCURRENT RESOLUTION**

To commend David Kador on his selection as a winner of the  
Government-in-Action Youth Tour trip to Washington, D.C.

Respectfully submitted,  
CHARLES D. JONES  
Chairman

The foregoing Senate Concurrent Resolutions were signed by the  
President of the Senate.

**Leaves of Absence**

The following leaves of absence were asked for and granted:

Ullo                      1 Day

**Adjournment**

Senator Bajoie moved that the Senate adjourn until Wednesday,  
April 21, 2004, at 1:30 o'clock P.M.

The President of the Senate declared the Senate adjourned until  
1:30 o'clock P.M. on Wednesday, April 21, 2004.

GLENN A. KOEPP  
Secretary of the Senate

GAYE F. HAMILTON  
Journal Clerk

